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IN THE HIGH COURT OF DELHI AT NEW DELHI

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RFA 550/2018 & CM APPL Nos.28081-82/2018, 2066/2019

JIA LAL BAJAJ

..... Appellant

Through : Ms.Anju Lal and Ms.Shalu Lal,
Advocates.

versus

KEWAL KRISHAN MANCHANDA & ORS Respondents

Through : Mr.Rajnish Kumar Jha, Ms.Vasudha
Bajaj, Advocates for R1 and 2.

Ms.Rytim Vohra and Mr.Mayank
Grover, Advocates for respondent
No.3.

Mr.Shamik Saha, Advocate for
respondent No.4.

CORAM:

HON'BLE MR. JUSTICE YOGESH KHANNA

ORDER

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13.02.2020

The dispute is qua the distribution of the properties left by late Munni Lal Bajaj who died in the year 1982. As per the appellant he left a Will dated 25.03.1981 whereby he bequeathed his properties in a manner that property No.22A, Ring Road, Lajpat Nagar, New Delhi fell to the share of the children of the appellant herein, whereas other properties fell to the share of his three daughters and *Munni Lal Bajaj Charitable Trust*.

The original Will dated 25.03.1981 was attested by one Mr.D.S.Johri and the three daughters of Munni Lal Bajaj – who in fact are the beneficiaries under the Will. Secondly, it is urged the properties were distributed/partitioned amongst the children of Munni Lal Bajaj as per the Will and in support thereof she referred to a letter of February 1983 Ex.DW2/1 produced by an independent witness

from M/s.Fort Gloster Industries Limited wherein three daughters of Munni Lal Bajaj and the trustee of *Munni Lal Bajaj Charitable Trust* have written to said company for attornment in their favour on the basis of Will dated 25.03.1981, such letter was written soon after the death of Munni Lal Bajaj.

The learned counsel for the appellant further submits even if the Will is ignored in whole, the facts do suggests all the properties were partitioned between the parties in the manner as noted above hence a partition suit, filed by the appellant after 20 years, is misconceived. The learned counsel for the appellant seeks time to argue on law.

At request, list on 06.07.2020.

YOGESH KHANNA, J.

FEBRUARY 13, 2020

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