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**IN THE HIGH COURT OF DELHI AT NEW DELHI**

TEST.CAS. 92/2010

RAVINDER KUMAR

..... Petitioner

Through

Mr. S. K. Sharma & Mr. Archit  
Vasudeva, Advs.

versus

STATE & ORS

..... Respondents

Through

Mr. Virendra Rawat, Adv. for R-2,4&5

**CORAM:**

**ASHUTOSH KUMAR (DHJS), JOINT REGISTRAR (JUDICIAL)**

**ORDER**

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**13.01.2016**

**I.A. No.543/2016 under Order VIII Rule 1A (2) & (3) CPC moved on behalf of respondent no.2 for permission to place the report dated 17.10.2015 of Truth Lab regarding genuineness of Will dated 01.03.1996 and RTI information with regards to standing order dated 219/2010 of the Delhi Police**

Learned counsel for respondent no.2 has submitted that the present IA was moved for taking on record RTI report no.20460 dated 03.11.2015 of Public Information Officer/Addl. DCP North District, whereby respondent no.2 had obtained report dated 16.10.2015, regarding genuineness of the Will dated 01.03.1996 by Truth Labs alongwith forwarding letter dated 17.10.2015.

Learned counsel for petitioner has submitted that he has no objection to take on record the said documents without prejudice to the rights and contentions of the petitioner.

Accordingly, present IA is allowed and the said documents are taken on record without prejudice to the rights and contentions of the petitioner.

IA is accordingly disposed of.

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Learned counsel for petitioner has submitted that respondent no.3 had withdrawn her objection vide order dated 09.09.2015 and is supporting

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the case of petitioner. He has further submitted that respondent no.2,4&5 are not filed their affidavits in chief by way of evidence till date inspite of expiry of stipulated timeline as granted by the Hon'ble Court vide order dated 09.09.2015 and hence said affidavits in chief can be taken on record only subject to payment of cost of Rs.30000/- by respondent no.2,4&5 to the petitioner, to which learned counsel for respondent no.2,4&5 has submitted that he has already moved an application for permission to file affidavits in chief by way of evidence after completion of evidence of the petitioner and the said IA is coming up for hearing before the Hon'ble Court on 15.01.2016, as per information received from the Registry.

PW1 Mr. Ravinder Kumar is present but discharged un-examined for today only at the request of learned counsel for petitioner as the Will in question dated 01.03.1996 executed by Late Sh. Kundan Lal Sehgal (father of petitioner and respondent no.2&3) is not on record and on query the Registry has informed that the said Will is not traceable. Learned counsel for petitioner has submitted that he shall do needful for getting the said Will placed on record. Registry is also directed to trace the said Will and in case the same is not traceable, to give its report in this regard.

Re-notify the matter for evidence of petitioner's witnesses, on 20.02.2016 at 11.a.m. Date and time is given as per convenience of learned counsels for both parties.

**ASHUTOSH KUMAR (DHJS)**  
**JOINT REGISTRAR (JUDICIAL)**

**JANUARY 13, 2016/ab**