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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ CS(OS) 693/2017, I.A. 15579/2017, I.A. 11132/2018, I.A. 19785/2022

MRS. HARWANT KAUR SABHARWAL Plaintiff

Through: Counsel for plaintiff.

versus

MRS. DAVINDER KAUR SAHNI & ORS Defendants

Through: Ms. Tanmaya Mehta and Ms. Riya Rathi, Advocates for D1 to D3.
Mr. Amit Sethi, Ms. Ekadhana Sethi and Mr. Nischay Dutt, Advocates for D4.

CORAM:
HON'BLE MS. JUSTICE NEENA BANSAL KRISHNA

ORDER
19.03.2024

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1. On the basis of the pleadings, the following issues are framed:-
 - (i) Whether the plaintiff is entitled to specific performance of the Oral Family Settlement dated 30.08.2015?
 - (ii) Whether the properties as mentioned in the plaint, are liable for partition? If yes, to which parties and in what shares?
 - (iii) Whether the registered Will dated 25.05.2017 of Late Sardar Prehlad Singh Chandhok, is null and void? OPP
 - (iv) Whether the Codicil dated 31.05.2017 of Late Sardar Prehlad Singh Chandhok is null and void?
 - (v) Whether the Nominee Transfer Form dated 07.04.2017 and



Bond Transfer Form dated 24.05.2017 are forged documents?

(vi) Whether the Registered Gift Deed dated in respect of the Property bearing No. D-1/18, Ground Floor, Model Town, Delhi-110009 is null and void?

(vii) Whether the parties are entitled to permanent injunction, as prayed for? OPP

(viii) Whether the properties movable and immovable as mentioned in the suit property, are liable to partition by metes and bounds?

(ix) Whether the parties are entitled to a preliminary decree of partition?

(x) Whether the parties are entitled to a final decree of partition?

(xi) Whether the parties are entitled to rendition of accounts?

(xii) Whether the plaintiff is entitled to recovery of money as prayed for?

(xiii) Whether there was an Oral Settlement dated 30.08.2015 ever entered into between the father and the parties? OPP

(xiv) Whether migrated there existed any HUF of Late Sardar Prehlad Singh Chandhok? OPP

(xv) Whether the suit properties formed part of the HUF? OPP

(xvi) Whether the claim of the plaintiff to the suit properties is barred by Benami Transaction Prohibition Act, 1988, the Benami Transactions (Prohibition) Amendment Act, 2016.

(xv) Relief.

2. List of witnesses be filed within 30 days. The plaintiff to file an affidavit by way of examination-in-chief within four weeks.



3. Be listed before the learned Joint Registrar for recording of evidence on 16.05.2024.
4. Be listed before this Court for arguments on the pending application on 15.07.2024.

NEENA BANSAL KRISHNA, J

MARCH 19, 2024/RS