

**RSA No. 55 of 2020 and RSA
No. 56 of 2020**

11.8.2021 Present: Mr.Dibender Ghossh, Advocate, for the appellants, in both the appeals.

Mr.Bhagwati Chander Verma, Advocate, for respondents, in both appeals.

RSA No. 55 and 56 of 2020

These two appeals have been filed against common judgment passed by first appellate Court, whereby reversing the judgment and decree passed by the trial Court, suit of plaintiffs has been decree and counter claim filed by defendants has been dismissed. Both appeals are to be adjudicated and heard together for involvement of common question of law and as such these appeals are admitted on following substantial questions of law:-

- “1. Whether findings of first appellate Court are perverse for misreading, mis-appreciation and misconstruction of pleadings and evidence on record?
2. Whether findings of first appellate Court that due and valid execution of Will has not been proved, is perverse for the reason that the said document is admitted and proved by the plaintiffs themselves?
3. Whether mere exhibition of documents Ex. PW-3/A is sufficient proof of the said document to consider the same valid and duly executed document?

List for hearing in due course after completion.

CMP No. 1824 of 2020 in RSA No. 55 of 2020

CMP No. 1827 of 2020 in RSA No. 56 of 2020

List for hearing on **28th September, 2021.**

***(Vivek Singh Thakur),
Judge.***

***11th August, 2021
(Keshav)***

