

SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p style="text-align: right;"><u>19.02.2024</u></p> <p>WPMS No.1889 of 2023  <b><u>Hon'ble Vivek Bharti Sharma, J.</u></b></p> <p>Mr. Nagesh Agarwal, Advocate for the petitioners.</p> <p>2. Mr. Siddhartha Singh, Advocate for the respondents.</p> <p>3. Learned counsel for the petitioner would submit that the petitioner was bequeathed the property in question by the father of respondent no.1; that, petitioner was first impleaded in consolidation proceedings, however, subsequently on the application of the respondent no.1, he was deleted from the array of parties; that, the consolidation court has no power to delete necessary parties at the time of final of pronouncement of judgment; that, now the respondent no.1 wants to raise construction on the land in question thereby changing the nature of land.</p> <p>4. Per contra, learned counsel for respondent no.1 would submit there was no question of executing the Will by his father Amir Hasan in favour of present petitioner in the year 1926 as his father Amir Hasan had already expired in 1925.</p> <p>5. Learned counsel for the petitioner controverted and prayed for time to file certified copy of the Will duly attested by the petitioner, by way of affidavit before this Court along with the evidence, if led by the petitioner, before the lower courts to prove that Will.</p> <p>6. Allowed.</p> <p>7. List on 10.04.2024.</p> <p style="text-align: right;"><b>(Vivek Bharti Sharma, J.)</b> 19.02.2024</p> <p style="text-align: left;"><small>Rajni</small></p>