

Court No. - 50

Case :- WRIT - B No. - 3049 of 2025

Petitioner :- Brijlal And 4 Others

Respondent :- State Of U.P. And 4 Others

Counsel for Petitioner :- Ashish Agrawal, Ashutosh Pandey

Counsel for Respondent :- Anas Mahboob, Mahboob

Ahmad, C.S.C., Ravindra Prakash Srivastava

Hon'ble Ajay Bhanot, J.

Sri Ashish Agrawal, learned counsel and Sri Rajesh Mishra, learned counsel holding brief of Sri Ashutosh Pandey, learned counsel for the petitioners submit that the petitioners were not given an opportunity to cross examination the witnesses produced by the private respondents. Secondly the petitioners are the grandsons of the deceased testator and there was no cause for the testator to oust his daughter from his estate and instead render a will in favour of his nephew's sons. This is a suspicious circumstance which was neglected from proper consideration by the authorities below.

Matter needs consideration.

All the respondents to file counter affidavit within four weeks. Rejoinder thereto may be filed within two weeks thereafter.

List thereafter.

Till the next date of listing parties to maintain status quo in regard to the disputed property.

Order Date :- 6.8.2025

Pravin