

SUPREME COURT OF INDIA  
RECORD OF PROCEEDINGS

TRANSFER PETITION (CIVIL.) NO(s). 799 OF 2007

VIDYA BHARGAVA Petitioner(s)

VERSUS

SHEKHAR BHARGAVA & ORS. Respondent(s)

(With office report )

Date: 07/07/2008 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.V. RAVEENDRAN  
HON'BLE MR. JUSTICE LOKESHWAR SINGH PANTA

For Petitioner(s) Mr. Mukul Rohatgi, Sr. Adv.  
Mr. H.L. Tiku, Sr. Adv.  
Ms. Yashmeet, Adv.  
Mr. Ashok K. Mahajan, Adv.

For Respondent(s) Mr. M.S. Ganesh, Sr. Adv.  
Mr. K. Seshachary, Adv.  
Mr. R. Ayyam Perumal, Adv.

Mr. Shyam Divan, Sr. Adv.  
Mr. Manish Sharma, Adv.  
Ms. Mahima C. Shroff, Adv.  
Mr. Chirag M. Shroff, Adv

Mr. M.S. Ganesh, Sr. Adv.  
Mr. A. Chandra Mohan, Adv.  
Ms. T. Anamika, Adv.  
Ms. T. Anamika, Adv

UPON hearing counsel the Court made the following  
ORDER

Transfer petition is dismissed in terms of the signed order.

(Ravi P. Verma)  
Court Master

(Anand Singh)  
Court Master

[Signed order is placed on the file]  
IN THE SUPREME COURT OF INDIA

CIVIL ORIGINAL JURISDICTION

TRANSFER PETITION(C) NO. 799 OF 2007

VIDYA BHARGAVA .....PETITIONER(S)

Versus

SHEKHAR BHARGAVA & ORS. ....RESPONDENT(S)

ORDER

The first respondent herein, who is the son of Late Kanhiyalal

Bhargava, has filed a petition for probate in regard to the Will allegedly left by said Kanhiyalal Bhargava in the High Court of Madhya Pradesh, Indore Bench. According to him, he and the petitioner herein are the co-executors of the Will.

2. The petitioner has filed this petition for transfer of the said probate proceedings from the High Court of Madhya Pradesh to High Court of Delhi. It is not disputed that considerable properties of Kanhiyalal Bhargava are situated at Indore. It is also not disputed that the said Will was executed at Indore and the attesting witnesses are from Indore. In fact, it is not the case of the petitioner that Kanhiyalal Bhargava did not execute the said Will. However, according to the petitioner, Kanhiyalal Bhargava executed a subsequent Will in favour of a Public Trust and

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that Public Trust has also filed a petition for probate. But we are not concerned with the said proceedings.

3. Having regard to the nature of the proceedings that are pending in the High Court of Madhya Pradesh and the nature of contest by petitioner, this is not a fit case for transfer from Indore to Delhi. The petition is dismissed.

.....J.  
( R.V. RAVEENDRAN )

New Delhi;  
July 07, 2008.

.....J.  
( LOKESHWAR SINGH PANTA )