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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **TEST.CAS. 67/2018**

MAYA KAPOOR & ANR.

..... Petitioners

Through: Mr.Vivek Srivastava and Mr.Milind
Srivastava, Advocates for petitioners

versus

STATE & ORS.

..... Respondents

Through: Ms.Saumya Tandon, Advocate for
R-1
Mr. S. S. Dhir, Advocate for R-2
Mr.Ajay Kapoor, Senior Advocate
with Mr.Premtosh Mishra and
Mr.Mayank Tripathi, Advocates for
R-3

CORAM:

HON'BLE MR. JUSTICE J.R. MIDHA

ORDER

% **06.12.2018**

TEST.CAS. 67/2018

1. Issue notice to defendants No.2 and 3. Learned counsel for defendants No.2 and 3 accepts notice and submit that Test Case 64/2016 titled "*Atul Gupta v. State*" relating to the estate of Dr. Vimala Lal is pending before this Court and this suit can proceed only if the petitioners succeed in Test Case 64/2016.
2. This suit is disposed of with liberty to the petitioners to revive the same if they succeed in Test Case 64/2016.

I.A. 15232/2018

3. Issue notice. Learned counsel for defendants No.2 and 3 accepts notice. Defendant No.2 and 3 are directed to maintain *status quo* with

respect to title and possession of the estate of late Dr. Vimala Lal till the disposal of Test Case 64/2016. However, defendants No.2 and 3 are at liberty to let out the suit property on the condition that they shall maintain proper accounts and file the same annually before this Court in Test Case 64/2016. The respondents are directed to file the present status of the estate of late Dr.Vimala Lal within two weeks in Test Case 64/2016.

4. The application is disposed of in the above terms.

5. Copy of this order be given *dasti* to counsels for the parties under signatures of the Court Master.

J.R. MIDHA, J.

DECEMBER 06, 2018

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