

Court No. - 8

Case :- WRIT - C No. - 1007491 of 2014

Petitioner :- Smt. Brijesh Kumari Shukla

Respondent :- District Magistrate Raebareli And Others

Counsel for Petitioner :- Hairdaya Narain Tiwari

Counsel for Respondent :- C.S.C., Umesh Singh

Hon'ble Pankaj Bhatia, J.

1. Present petition has been filed challenging the orders dated 10.10.2013 and 29.09.2014 whereby the application for mutation filed by the petitioner based upon a registered will was not accepted and the appeal preferred against the said was also dismissed.

2. In terms of the orders impugned, it was recorded that it was a joint property and the claim of the petitioner is based upon a will which was executed as the sole owner of the property.

3. It is well settled that a will can be executed only to the extent of the ownership rights and not for the entire property.

4. No error can be found in the impugned orders. However, the parties would be at liberty to agitate their rights flowing out of the will or otherwise in an appropriate Court of law.

5. The writ petition is accordingly ***disposed off***.

Order Date :- 15.12.2023

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