

111

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CR No.1928 of 2015

Date of decision: March 19, 2015

Bhag Kaur @ Bhagi (since deceased) through her
legal heirs

.....Petitioners

Versus

Kamalpreet Kaur @ Kamaljit Kaur and another

.....Respondents

CORAM: HON'BLE MRS. JUSTICE SABINA

Present: Mr. Manish Kumar Singla, Advocate
for the petitioners.

SABINA, J

Petitioners have filed this petition challenging the order dated 02.03.2015, whereby application moved by the petitioners for permission to amend the petition, was dismissed.

I have heard learned counsel for the petitioners and have gone through the record available on the file carefully.

Bhag Kaur had filed petition under Section 370 of Indian Succession Act, 1925. During the pendency of the petition, Bhag Kaur died and the petitioners were impleaded as her legal heirs. Petitioners are the children of Bhag Kaur. Bhag Kaur had claimed in the petition that she was the sister of Jagat Singh and Kamalpreet Kaur @ Kamaljit Kaur-respondent No.1 was the adopted daughter of Jagat Singh and they were entitled to inherit the amount in question being legal heirs of Jagat Singh. By way of amendment, children of Bhag Kaur wanted to withdraw the admission made by Bhag Kaur that

Kamalpreet Kaur alias Kamaljit Kaur was the adopted daughter of Jagat Singh. The learned trial Court rightly dismissed the application filed by the legal representatives of Bhag Kaur seeking amendment of the petition as Bhag Kaur in the petition as well as in the affidavit, had stated that Kamalpreet Kaur alias Kamaljit Kaur was the adopted daughter of Jagat Singh. The legal representatives of Bhag Kaur could not be permitted to take a different stand as taken by Bhag Kaur.

No ground for interference by this Court, is made out.

Dismissed.

**(SABINA)
JUDGE**

March 19, 2015

m.singh