

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

Crl. Appeal No.S-1272-SB of 2016 (O&M)

Date of Decision: August 22, 2016

Kuldeep Kaur

...Appellant

VERSUS

State of Punjab and another

...Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr.Rajinder Sharma, Advocate
for the appellant.

INDERJIT SINGH, J.

The appellant has filed this appeal challenging the order dated 12.01.2016 passed by learned Addl. Sessions Judge/Exclusive Court, Amritsar, vide which the application filed by appellant for release of sum of ₹24,50,000/- on sapurdari, was dismissed.

I have heard learned counsel for the appellant and have gone through the record.

From the record, I find that the amount of ₹24,50,000/- has been recovered, as argued, from the house of the deceased namely Sukhjit Singh. Admittedly, real mother of Sukhjit Singh deceased is alive and wife of Sukhjit Singh deceased is also alive. So, on the face of it, present appellant cannot be held as sole legal heir for entitlement to get release the amount from the Court.

Learned counsel for the appellant argued that Sukhjit Singh was adopted by father of the appellant but learned Addl. Sessions Judge/Exclusive Court, Amritsar in the order dated 12.01.2016 held that in another proceeding, the present appellant has contested this fact qua adoption of Sukhjit Singh by father of present appellant.

The Court also held that no other document has been filed by the appellant on the basis of which it can be held that she is sister of deceased Sukhjit Singh or she is entitled to get the said amount being his sole legal heir.

In view of the above discussion, I find that the impugned order dated 12.01.2016 passed by learned Addl. Sessions Judge/Exclusive Court, Amritsar is correct, as per law and does not require any interference from this Court.

Therefore, finding no merit in the present appeal, the same is dismissed.

August 22, 2016
Vgulati

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No