

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

CR No.8691 of 2016  
Date of decision : 15.01.2018

Surjit Kaur and others

...Petitioners

Versus

Gurudwara Akalgarh Hazi Rattan Chhauni Nihang Singh Budda Dal and  
another

...Respondents

**CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL**

Present: Mr. Rajan Bansal, Advocate for the petitioners.

Mr. Vijay Sharma, Advocate for the respondents.

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**ANIL KSHETARPAL, J. (ORAL)**

The plaintiffs have challenged the order dated 10.11.2016 dismissing the application for permission to amend the plaint so as to claim the property on the basis of the Will dated 19.08.1983.

Learned trial Court dismissed the application on the ground that the application has been filed at the stage, the defendant's evidence is going on.

It is not disputed before me that the Will dated 19.08.1983 does not deal with the property in dispute in the suit. The Will is with respect to other property in some other villages.

Since the Will dated 19.08.1983 does not pertain to the property in dispute in the present case, therefore, apart from the reasons

given by the trial Court, the application for amendment cannot be allowed on the ground that the Will is not regarding the property in dispute.

In view of the above, the present revision petition is ordered to be dismissed.

**15.01.2018**

*Pawan*

**(ANIL KSHETARPAL)  
JUDGE**

**Whether speaking/reasoned:-                      Yes/No**

**Whether reportable:-                                      Yes/No**