

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CM-6140-CII-2018 in/and
FAO No. 4293-2016 (O&M)
Date of Decision : 27.3.2018

Paramjit Singh Gill

....Appellant

vs.

General Public and others

....Respondents

CORAM : HON'BLE MR. JUSTICE AJAY TEWARI

Present: Capt. Arun Sharma, Advocate
for the appellant.

AJAY TEWARI, J. (Oral)

CM-6140-CII-2018

This is an application for early hearing of CM no. 25091-CII-2017 in FAO No. 4293 of 2016.

For the reasons recorded in the application, the same is allowed and the application as well as the main case is heard today itself.

Main Case

This appeal has been filed against the dismissal of the application for grant of probate to the estate of the late Sat Paul Singh Gill, brother of the appellant. Before going into the merit of this case it is noticed that after the death of the brother of the appellant the matter of his succession had come before the Delhi High Court wherein an agreed order had been passed as per which the entire property would be vested in the name of his son namely Rohal Paul Singh Gill. Counsel inform me that

thereafter that son of the deceased also unfortunately passed away and after his death his mother who was his Class-I heir also passed away leaving behind only the appellant-brother as a sole survivor. Once this is the case as per the appellant himself, there is obviously no estate left in the name of his brother-deceased for which he filed the instant application for probate.

Consequently, the appeal stands dismissed.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

**27.3.2018
anuradha**

**(AJAY TEWARI)
JUDGE**

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No