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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

SANJIV KUMAR SHARMA
10/05/2019 12:44
I attest to the accuracy and
authenticity of this document

CR-3542-2019 (O/M)
Date of decision : 27.5.2019

Bahadur Singh and another Petitioner (s)

Versus

Sadhu Singh through LRs and others Respondent (s)

CORAM: HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Mohit Jaggi, Advocate,
for petitioners.

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KULDIP SINGH, J. (ORAL)

The learned counsel for petitioner contends that they have filed a suit to the effect that suit property is their ancestral Joint Hindu Family Coparenary. During pendency of suit, Sadhu Singh died, who had executed Will. Said Will is required to be challenged. Petitioners wanted to withdraw application with liberty to file fresh one. However, said application has been dismissed.

I am of the view that even if Will is challenged, then ancestral nature of property is to be proved. During pendency of suit, petitioners can always amend plaint and incorporate said fact and make appropriate prayer. There is no illegality or infirmity in impugned order. Thus, revision is dismissed.

(KULDIP SINGH)
JUDGE

27.5.2019
sjks

Whether speaking order : Yes / No

Whether reportable : Yes / No