

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

RFA No.3563 of 2015 (O&M)

Date of Decision: 31.05.2019

Sushila Rani and another

....Appellant(s)

Versus

The State of Haryana and another

....Respondent(s)

CORAM: HON'BLE MR. JUSTICE G.S. SANDHAWALIA

Present: Mr. Shailendra Jain, Senior Advocate with
Ms. Anupama Arigala, Advocate,
Mr. Akshay Bhan, Senior Advocate with
Mr. Santosh Sharma, Advocate,
Mr. Ashok Aggarwal, Advocate,
Mr. S.K. Tripathi, Advocate,
Mr. Adarsh Jain, Advocate,
Mr. Sushil Jain, Advocate,
Mr. Kulbhushan Sharma, Advocate,
Mr. Ram Bilas Gupta, Advocate,
Mr. Bikram Chaudhary, Advocate,
Mr. Shiv Kumar, Advocate,
Mr. Amit Jain, Advocate,
Mr. R.D. Bawa, Advocate,
Mr. Anand Bhardwaj, Advocate,
Mr. Sandeep Jindal, Advocate,
Mr. Gaurav Singla, Advocate,
Mr. Tushar Sharma, Advocate,
Mr. Manoj Sood, Advocate
Mr. Sandeep Sharma, Advocate,
Mr. B.R. Rana, Advocate,
Mr. Chirag Kundu, Advocate,
Mr. Kunal Dawar, Advocate,
Mr. R.K. Kapoor, Advocate,
Mr. Deepender Singh, Advocate,
Mr. Aditya Jain, Advocate,
Mr. Vikas Chaudhary, Advocate,
Mr. Sunil Kumar Rana, Advocate,
Mr. J.S. Saneta, Advocate, for the landowners.

Mr. Sudeep Mahajan, Addl. AG, Haryana,
Ms. Vibha Tiwari, AAG, Haryana,
Mr. Shivendra Swaroop, AAG, Haryana.

G.S. SANDHAWALIA, J.

CM-6307-CI-2015

Application has been filed for bringing on record the legal heir of
deceased appellant No.2 Chander Prabha, who is stated to have expired on
26.09.2012 leaving behind her husband Bishan Lal as her legal heir mentioned in

para No.4 of the application who has claimed the right as such on the strength of

Will dated 03.08.2012. Apart from her husband, there are other legal heirs also of the deceased mentioned in para No.6 but they have been excluded by way of said Will. It has been further averred that there are no other legal heirs of the deceased appellant except ones mentioned in para No.4 and 6 of the application.

Accordingly, in view of the averments made in the application, duly supported by joint affidavit of Bishan Gopal @ Bishan Lal, husband of the deceased-appellant, same is allowed subject to all just exceptions, without commenting upon the veracity and validity of the Will dated 03.08.2012. Legal heir as mentioned in para No.4 of the application is brought on record and permitted to pursue the present litigation only. It is made clear that the present order will not be liable to be taken into consideration in any other set of proceedings.

CM stands disposed of.

RFA No.3563 of 2015

For the reasons assigned in detailed judgment of even date passed in RFA No.7108 of 2012 titled as “**Rampal and others (II) Vs. Land Acquisition Collector and another**”, the present appeal is disposed of.

31.05.2019
pvd

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No