

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

111

**CR-5935 of 2017 (O&M)
Date of decision: 18.10.2022**

Shyam Sunder and others

..Petitioners

Versus

Krishan Kumar and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: **Mr. Manoj K. Tanwar, Advocate,
for the petitioners.**

**Mr. S.K.Sharma, Advocate,
for respondent no.1 to 9.**

ANIL KSHETARPAL, J(Oral)

An application filed by the plaintiffs under Order 1 Rule 10 CPC to implead Smt. Damyanti and Smt. Veena Devi as defendants has been dismissed by the trial court. The court has found that a similar prayer was made in the previous application filed for permission to amend the plaint which was dismissed on 27.07.2017.

Through the present suit, the petitioners assails the correctness of the transfer deed allegedly executed by their father in favour of the petitioners' brothers and sisters. The ladies sought to be impleaded as parties are their aunts. The transfer deed has been challenged on the ground that the property in the hands of their father was coparcenary in nature. In such circumstances, the aforesaid ladies are neither necessary nor proper parties.

Hence, no ground to interfere is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

October 18, 2022

(ANIL KSHETARPAL)
JUDGE

nt

Whether speaking/reasoned : *Yes/No*

Whether reportable : *Yes/No*