

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

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**CR-8839 of 2017(O&M)
Date of Order: 06.04.2022**

Surjit Kaur

..Petitioner

Versus

Chajju Singh and others

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Simranjeet Singh Sarwara, Advocate
for the petitioner.

Mr. Rakesh Chopra, Advocate
for the respondents.

ANIL KSHETARPAL, J(Oral)

The petitioner herein is a plaintiff in a suit for grant of decree of declaration, that the alleged will dated 01.10.2010 is null, void and is not binding on her rights. The plaintiff also prays for grant of decree of declaration that she is an owner to the extent of 1/5th share in the property described in the caption of the petition and also entitled to a decree of permanent injunction.

The suit was filed in the year 2014. The defendants filed written statement on 27.08.2014 and the replication was filed on 18.09.2014.

The Court on appreciation of the pleadings culled out the issues on 01.10.2014. The application for permission to amend the plaint was filed after a period of more than 2 years, on 14.12.2016, after filing of the written statement by the defendants. The application was filed when the suit was at its fag end.

The learned trial Court on noticing all these facts, has dismissed the application after observing that the amendment sought by the plaintiff is not bonafide.

Keeping in view the aforesaid facts, no ground to interfere is made out.

Dismissed.

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

April 06, 2022
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether reportable	:	Yes/No