

In the High Court of Punjab and Haryana, at Chandigarh

Civil Revision No. 3086 of 2019

Date of Decision: 14.09.2022

Jatinder Kumar Chhabra

... Petitioner(s)

Versus

Harkesh Kumar Chhabra and Others

... Respondent(s)

CORAM: Hon'ble Mr. Justice Anil Kshetarpal.

Present: Mr. Yogesh Goel, Advocate
for the petitioner(s).

Ms. Puja Chopra, Advocate
for the respondent No.1 and 2.

Mr. Guninder Singh Brar, Advocate
for the respondent No.3.

Anil Kshetarpal, J.

1. In the plaintiff's suit for grant of decree of permanent injunction, his prayer for permission to amend the plaint has been dismissed vide order dated 22.01.2019. The plaintiff wants to assert that the Will propounded by the defendant No.1 and 2 is forged and fabricated. Such plea is based upon the evidence to be led. The Will is not only required to be proved by the propounder, but he is also duty bound to render explanation for the suspicious circumstances that surround the Will, if any. The plaintiff can always lead evidence to prove that the Will is surrounded by the suspicious circumstances.

2. It would be noticed here that plaintiff has separately filed a suit for declaration with regard to the various properties including the suit

3. Keeping in view the aforesaid facts, no ground is made out to interfere. Consequently, the present revision petition is dismissed.

(Anil Kshetarpal)
Judge

September 14, 2022
“DK”

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No