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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Civil Revision No.5216-2019 (O&M)
Date of Decision:14.07.2022

Mahesh Bhardwaj and another

.. Petitioners

Vs.

Anju Sharma and others

..Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: None for the petitioners.

...

Manoj Bajaj, J. (Oral)

Plaintiffs-Anju Sharma and Upasa Sharma brought a suit for declaration claiming equal share along with defendants No.1 to 3 in the moveable property left behind by their father late Om Parkash Sharma, and the detail of the same is contained in the head note of plaint, which is also part of the impugned order dated 01.04.2019 (AnnexureP-1) passed by Civil Judge (Jr. Divn.), Rajpura, whereby their application for freezing the amount of LIC policies credited in defendant's account and further issuance of direction to him to disclose details of other deposits, LIC policy or FDR, was dismissed.

The impugned order was passed on 01.04.2019 (Annexure P-1), and this revision was preferred on 23.07.2019, but ever since filing of this petition, consistently requests for adjournments were made on behalf of the petitioners. Lastly, on 22.01.2020, more time was sought by the learned counsel to place on record certain documents, but nothing has been placed on record. Today, also no one has appeared on behalf of the petitioners.

During the course of hearing before the Civil Judge (Jr. Div.), it

was conceded by learned counsel for the plaintiffs that as LIC policies are not subject matter of suit, so in respect of the claim relating to the encashment of policies, they would prefer a separate civil suit and had given up claim for freezing the bank account of defendant No.1. The other prayer for issuance of directions to defendant No.1 to disclose any other deposits was also declined, because if the suit succeeds the amount, if any would be equally disbursed amongst the parties.

Considering the background of this case as well as the reasoning given in the impugned order, this Court is of the opinion that the same does not suffer from any illegality or impropriety.

Dismissed.

14.07.2022
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No