

CR-1953-2023(O&M)

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IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CR-1953-2023(O&M)

Date of decision:-28.3.2023

Chamanjit Kaur and another

...Petitioners

Versus

Arshpreet Kaur and others

...Respondents

**CORAM: HON'BLE MR.JUSTICE H.S.MADAAN**

Present: Mr.Rajesh Gupta, Advocate  
for the petitioners.

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**H.S. MADAAN, J.**

1. Under challenge in this revision petition is the order dated 2.2.2023 passed by the Court of Civil Judge(Jr.Divn.), Ludhiana vide which in a civil suit titled 'Chamanjit Kaur and another Versus Arshpreet Kaur and another' pending in that Court, the Court had directed that original wills be handed over to the Investigating Officer, namely, ASI Dharminder Singh from Police Post Milerganj, PS Division No.6, Ludhiana against proper receipt and identification with the following directions:-

1. The investigating officer shall receive both the original Wills from Court in a sealed condition.
2. After making requisite entry in the prescribed register, the

Investigating Officer shall take the Wills in question to the concerned laboratory in the sealed conditioned itself.

3. Investigating Officer shall ensure timely comparison of the documents in the laboratory.
4. Investigating Officer shall be responsible to deposit the original Wills back in the Court after its comparison in the laboratory.
5. Investigating Officer shall place on record true copies of the Wills before receiving the original.
6. Investigating Officer may if desired to get the signatures and thumb impressions on both the Wills compared with that of standard/admitted signatures and thumb impressions of Ranjit Singh.

It was further observed that original documents are being given to the Investigating Officer for investigation into FIR lodged at the instance of defendant No.1 Arshpreet Kaur against plaintiffs Chamanjit Kaur and Sukhwinder Singh on the allegations of fraudulently withdrawing the amount from the bank account of Ranjeet Singh deceased husband of defendant and for doing so Sukhwinder Singh had allegedly impersonated as Ranjeet Singh. Arshpreet Kaur defendant No.1 had also questioned the legality of Wills said to have been executed by Ranjeet Singh.

2. Such order left the plaintiffs aggrieved and they have approached this Court by way of filing the present revision petition.

3. I have heard learned counsel for the petitioners besides going through the record and I find that there is absolutely no merit in the

revision petition.

4. The trial Court was justified in handing over the original Wills to the police officer for the purpose of investigation in the criminal case registered against the plaintiffs. The trial Court has taken adequate precautions and safeguards by putting necessary conditions. The plaintiffs can certainly not interfere in the investigation of the case by resisting handing over the Wills to the police officer for the purpose of comparison of signatures and thumb impressions purportedly affixed by Ranjeet Singh on the Wills with his standard signatures/thumb impressions. The plaintiffs are feeling unnecessarily aggrieved.

5. The impugned order passed by the trial Court is quite detailed and well reasoned and it does not suffer from any illegality or infirmity and is not having any element of arbitrariness or perversity. The revisional jurisdiction of this Court is quite limited and considering the facts and circumstances of the case, there is no reason to interfere with the impugned order by way of exercising the revisional jurisdiction.

6. Finding no merit in the revision petition, the same stands dismissed.

Since the main revision petition has been dismissed, the miscellaneous application(s), if any, stand disposed of accordingly.

28.3.2023  
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(H.S.MADAAN)  
JUDGE

**Whether reasoned/speaking : Yes/No**

**Whether reportable : Yes/No**