

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

112

RSA-1235-2022(O&M)
Date of Decision: 18.07.2023

SUKHPAL SINGH @ RUPINDER SINGHAppellant.

Versus

SWARANJIT KAUR AND ORS

...Respondents

CORAM:HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Sanjeev Kumar Arora, Advocate for the appellant.

SANJAY VASHISTH, J.(Oral)

Mr. Sanjeev Kumar Arora, Advocate submits that there is concurrent finding of both the Courts below that plaintiffs have completely failed in proving the pleading raised by them in plaint regarding the suit property in the hands of Dilawar Singh was ancestral in nature and same has been succeeded by his son Amarjit Singh, whose first class heirs i.e. plaintiffs are entitled to succeed. Therefore, the question raised by the plaintiff in the suit was that Will bearing No. 105 having been registered on 20.06.2011 is of no impact over the rights of the plaintiff as the same relates to the suit property which is of ancestral nature, however, this plea lost its ground.

In view of not proving the property inherited by Amarjit Singh as of ancestral nature, thus, same is construed as self acquired property holding the Will to be genuine.

Learned counsel for the appellant is unable to point out

any illegality in the impugned judgment and decree passed by the Courts below, even no specific law point has been referred. The judgment and decree passed by the Courts below is upheld and the instant appeal stands dismissed.

[SANJAY VASHISTH]
JUDGE

July 18, 2023
rashmi

Whether speaking/reasoned	Yes/no
Whether reportable?	Yes/no