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

CR-5248-2023

Date of Decision:- 06.10.2023

GUDDI KAUR @ BALJEET KAUR

....Petitioner

Vs.

LEELA SINGH AND OTHERS

...Respondents

CORAM:-HON'BLE MS. JUSTICE AMARJOT BHATTI

Present: Mr. Yagsimant Attri, Advocate for the petitioner.
Mr. Surinder Garg, Advocate for the respondents.

AMARJOT BHATTI, J. (Oral)

1. The petitioner – Guddi Kaur @ Baljeet Kaur has filed civil revision petition under Article 227 of the Constitution of India for setting aside the impugned order dated 10.08.2023 (Annexure P-11) passed by Civil Judge (Sr. Divn.), Budhlada vide which the application filed by the respondents/defendants under Section 151 CPC seeking permission to examine Mewa Singh Lambardar being marginal witness of the Will was allowed. The copy of impugned order dated 10.08.2023 is Annexure P-11. The counsel for the petitioner had placed on record copy of plaint and written statement, Annexure P-1 and P-2 respectively. Earlier the application was allowed by passing order dated 15.01.2018 by the then Additional Civil Judge (Sr. Divn.) Budhlada, Annexure P-9. In CR-951-2018 decided on 03.05.2023, Annexure P-10, the case was remanded back to the trial Court for fresh decision on the said application. Thereafter, the

application was again allowed by passing impugned order dated 10.08.2023, Annexure P-11, which is challenged by filing the present civil revision.

2. At this stage, learned counsel for the respondents pointed out that the testimony of Mewa Singh, Lambardar has been recorded and the witness has been cross-examined. Costs is also tendered in the Court as imposed by the learned Civil Judge (Sr. Divn.) vide order dated 10.08.2023. This fact is also confirmed by learned counsel for the petitioner. However, it is pointed out that till date the costs has not been accepted. Since the statement of Mewa Singh, Lambardar has been completely recorded, therefore, the present civil revision filed by the petitioner has been rendered infructuous.

3. As such, the civil revision stands dismissed having become infructuous.

06.10.2023

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(AMARJOT BHATTI)
JUDGE

Whether speaking/reasoned: Yes/No.

Whether reportable: Yes/No