



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

**CR-1458-2024**

**Date of Decision: July 08, 2024**

**Veena Rani**

**...Petitioner**

**Versus**

**Geeta Devi and others**

**...Respondents**

**CORAM: HON'BLE MR. JUSTICE DEEPAK GUPTA**

**Present:-** Mr. Rajesh Lamba, Advocate for the petitioner.

**DEEPAK GUPTA, J.(Oral)**

Claiming to be the wife of deceased Ajay Kumar, petition under Section 372 of the Indian Succession Act for grant of Succession Certificate was filed by Geeta Devi (respondent No.1 herein). Application under Order 7 Rule 11 CPC was moved by petitioner – Veena Rani, stating therein that in fact, she was the wife of deceased Ajay Kumar and that Geeta Devi had performed marriage during the pendency of the appeal before the Hon'ble High Court after grant of divorce to the petitioner. The application has been dismissed by the Trial Court vide impugned order dated 01.09.2023 (Annexure P-4) after observing that at the time of deciding the application, only the contents of the plaint are to be looked into.

2. After hearing learned counsel for the petitioner, this Court does not find any merit in this petition. Learned Trial Court has rightly observed that only the contents of the plaint are to be looked into at the stage of considering the application under Order 7 Rule 11 CPC. Since, Geeta Devi – respondent No.1 had claimed herself to be legally wedded wife of deceased

Ajay Kumar, therefore, only that fact was to be considered by the Trial Court. The contentions as raised by the petitioner of this petition, can be considered after taking the evidence of the parties at the appropriate stage.

Dismissed.

**July 08, 2024**

sarita

**(DEEPAK GUPTA)**  
**JUDGE**

Whether reasoned/speaking: Yes/No  
Whether reportable: Yes/No