

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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2024.PHHG:065560



RSA-4039-2018 (O&M)
Date of decision: 10.05.2024

RAJ KUMARI JAIN ..Appellant

Versus

SURINDER KUMAR & ORS ..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Namit Gautam, Advocate
for the appellant.

ANIL KSHETARPAL, J(Oral)

1. In this regular second appeal, the plaintiff assails the correctness of the concurrent findings of fact arrived at by the Courts below while dismissing her suit for grant of decree of declaration that she is owner in joint possession of the property. In substance, the defendants claim the property on the basis of the registered Will dated 28.02.1974, executed by Sh. Ram Lal in favour of his son Sh. Surinder Kumar. The aforesaid Will has been proved by examining Sh. Ajmer Singh son of Sh. Gurdial Singh, Sarpanch. He is son of the attesting witness. The registration clerk, scribe and handwriting expert were examined to prove the registered Will. Moreover, the plaintiff filed the suit after a period of 19 years from the date of death of her father.
2. Hence, no ground to interfere is made out.
3. Dismissed accordingly.
4. All the pending miscellaneous applications, if any, are also disposed of.

May 10th, 2024 (ANIL KSHETARPAL)
Ay JUDGE
Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No