

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

126

2024.PHHC:093427



SAO-3-2019 (O&M)
Date of decision: 24.07.2024

JODHA RAM

..Appellant

Versus

DARSHAN LAL (DECEASED) THROUGH LRS. & ORS.

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Vivek K. Thakur, Advocate
for the appellant.

Mr. Baljeet Beniwal, Advocate
for respondent No.1.

ANIL KSHETARPAL, J(Oral)

1. The First Appellate Court with the consent of the learned counsel representing the parties directed that the moment dispute with regard to the validity of the Will executed by Sh. Chander Prakash in favour of Sh. Anil Kumar son of Sh. Darshan Lal is finalized, the parties shall have liberty to file a fresh application for final partition.

2. It has been stated by the learned counsel representing the respondent No.1 that the aforesaid Will has been discarded by the Court on the ground that it is surrounded by suspicious circumstances, against which the appeal is pending.

3. The trial Court has already decided the suit filed with respect to the validity of the Will of Sh. Chander Prakash. Hence, the parties are entitled to file fresh application for final partition.

- 4. Keeping in view the aforesaid development, no further order in this appeal is required to be passed.
- 5. Disposed of accordingly.
- 6. All the pending miscellaneous applications, if any, are also disposed of.

July 24th, 2024
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(ANIL KSHETARPAL)
JUDGE

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