



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

RSA No.3417 of 2011 (O&M)

Date of Order:30.01.2025

State of Punjab

.Appellant

Versus

Maharawal Khewaji Trust Regd.

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Anil Bansal, DAG, Punjab
for the appellant.

ANIL KSHETARPAL, JUDGE (Oral)

1. The learned counsel representing the appellant-State of Punjab admits that in view of the judgment passed by the Supreme Court in SLP No.9151-9153 of 2020, the respondent cannot claim any interest in the property left behind by His Highness Raja Colonel Sir Harinder Singh Brar Bans Bahadur. He submits that in view of the aforesaid development, the respondents claim to the property is rendered infructuous. However, he submits that there is finding against the State in the impugned judgments.

2. This court has considered the submissions of the learned counsel representing the appellant.

3. The Supreme Court has held that the Will of Raja Colonel Sir Harinder Singh Brar Bans Bahadur claimed by the plaintiff-Trust is not genuine. In such circumstances, as and when the heirs of Raja Colonel Sir Harinder Singh Brar Bans Bahadur claim the property, the State will be entitled to contest the same. In a subsequent suit, if any filed, the Court will proceed uninfluenced by the findings of the courts below.

- 4. With these observations, the appeal is disposed of.
- 5. The legal heirs of Raja Colonel Sir Harinder Singh Brar Bans Bahadur shall have the liberty to file an application for recall, if so advised.
- 6. All the pending miscellaneous applications, if any, are also disposed of.

(ANIL KSHETARPAL)
JUDGE

January 30, 2025
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Whether speaking/reasoned : Yes/No
Whether reportable :