



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

341

CR-5319-2023 (O&M)
Date of decision : 19.11.2025

Hardeep Kaur

..... Appellant

versus

Jangir Singh and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Surjit Singh Swaich, Advocate
Ms. Deepa Negi, Advocate and
Ms. Navjot Kaur, Advocate
for the appellant.

Mr. Jagjot Singh, Advocate
for the respondents.

PANKAJ JAIN, J. (Oral)

1. Challenge is to the order dated 10.08.2023 passed by Additional Civil Judge (Senior Division), Sunam whereby application filed by the petitioner under Order XXXII Rule 55 read with section 151 CPC, 1908 seeking her appointment as a next friend/guardian of defendant claiming him to be suffering from mental ailment stands rejected.

2. During the course of arguments, this Court proposed to the counsel representing both the parties that the direction can be granted to get defendant-Jagsir Singh s/o Hari Chand examined from the Medical Board under the aegis of Head of the Department, Department of Psychiatric, PGIMER, Chandigarh. Both the counsels have agreed to the suggestion.



3. In view thereof, present revision petition is disposed off, with the direction that defendant shall appear before the Medical Board to be constituted by Head of the Department, Department of Psychiatric, PGIMER, Chandigarh on **15.12.2025**.
4. Director, PGIMER Chandigarh as well as Head of the Department of Psychiatric, PGIMER are requested to constitute a Medical Board of competent doctors to assess the mental state of Jagsir Singh and send their report on or before **22.12.2025** to the Additional Civil Judge (Senior Division), Sunam, District Sangrur.
5. Parties shall appear before the Trial Court on **24.12.2025**. The order be communicated to the Director, PGIMER Chandigarh through Mr. Amit Jhanji, Standing Counsel for PGIMER, Chandigarh. The Trial Court shall proceed as per the opinion formulated by Medical Board. In case defendant is found to be medically fit, the written statement already filed through next friends/guardian will be returned and defendant will be granted another opportunity to file fresh written statement. In case, the board concludes that defendant in fact is suffering from mental ailment, the written statement already filed shall be taken on record.
6. Ordered accordingly.

(PANKAJ JAIN)
JUDGE

19.11.2025
Dinesh

Whether speaking/reasoned :	Yes
Whether Reportable :	No