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

1. CR-1578-2017 (O&M)
Date of decision: 26.02.2026

Major General Ramesh Kumar Rana

...Petitioner

Versus

Sumitra and others

...Respondents

2. CR-1616-2017 (O&M)
Date of decision: 26.02.2026

Major General Ramesh Kumar Rana

...Petitioner

Versus

Azad Singh Rana and others

...Respondents

3. CR-1724-2017 (O&M)
Date of decision: 26.02.2026

Azad Singh Rana

...Petitioner

Versus

Major General Ramesh Kumar Rana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Sanjay Mittal, Advocate for the petitioner
(In CR Nos.1578 and 1616 of 2017)
for respondent No.1 (In CR-1724-2017)



Mr. Rakesh Dhiman, Advocate for the petitioner
(In CR-1724-2017)
for respondent No.1 (In CR-1616-2017)

Mr. Ashish Yadav, Advocate
for respondent Nos.3 and 4
(In CR Nos.1616 and 1724 of 2017) and
for respondent Nos.1 and 2 (In CR-1578-2017)

VIKAS BAHL, J. (ORAL)

1. This order would dispose of three civil revisions. First civil revision i.e., CR-1578-2017 has been filed by Major General Ramesh Kumar Rana who is defendant No.1 in Civil Suit No.71/2010 dated 23.11.2010 filed by Sumitra and Saroj for declaration. Challenge in the said revision petition is to the order dated 04.02.2017 (Annexure P-4) passed by the Civil Judge (Senior Division), Gurugram wherein the prayer to consolidate two suits has been rejected. Second civil revision i.e., CR-1616-2017 has also been filed by the same petitioner i.e., Major General Ramesh Kumar Rana in which also challenge is to the order of same date i.e., 04.02.2017 passed in Civil Suit No.37/2016 RBT dated 29.05.2012/16.02.2016, in which also, the application for consolidation of the said suit with the suit which is subject matter of CR-1578-2017, has been dismissed. Third civil revision i.e., CR-1724-2017 has been filed by Azad Singh Rana who is plaintiff in Civil Suit No.37/2016 RBT dated 29.05.2012/16.02.2016 and in which challenge is to the order dated 04.02.2017 vide which application for consolidation of the two suits has been dismissed.

2. A perusal of the impugned order in all the three civil revisions



would show that the trial Court has refused to consolidate the two civil suits in view of the fact that they are at different stages and also the fact that plaintiff in civil suit titled as “Azad Singh Rana Vs. Major General Ramesh Kumar Rana and others”, is not a party in the other civil suit titled as “Sumitra and another Vs. Major General Ramesh Kumar Rana and another”.

3. Learned counsel for the petitioner in three revision petitions have submitted that in the present case, two issues would be common as it is Major General Ramesh Kumar Rana and Asil Kumar Rana who are defendant Nos.1 and 2 in both the suits and are relying upon the Will dated 20.01.2006 which is stated to have been executed by their father namely Mahender Singh. It is submitted that in both the civil suits, the said Will has been challenged and thus, issue with respect to the Will would be common and evidence to be led would be the same. It is thus, submitted that in case one suit is decided prior to the other suit, then, decision of one case would affect the decision of the other, more so, when Azad Singh Rana who is plaintiff in Civil Suit No.37/2016 RBT dated 29.05.2012/16.02.2016, is not party in the other civil suit. It is thus, very fairly submitted that both the civil suits even if they are not consolidated should be decided on the same date by the same Court.

4. Learned counsel for the respondents in all the revision petitions has submitted that they would have no objection to the said course of action as their primary concern was that the suit filed by Sumitra and Saroj should not be unnecessarily delayed.

5. Keeping in view the abovesaid facts and circumstances and fair



stand taken by learned counsel for the petitioner as well as learned counsel for the respondents, while upholding the impugned order, the present revision petitions are disposed of with the following directions:-

- i) Both the civil suits i.e., Civil Suit No.71/2010 dated 23.11.2010 and Civil Suit No.37/2016 RBT dated 29.05.2012/16.02.2016 would be decided by the same Court on the same date.
- ii) Every endeavour would also be made by the trial Court to list both the cases on the same day.

6. All the pending miscellaneous applications, if any, shall stand disposed of in view of the abovesaid order.

26.02.2026

Pawan

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No