



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

126

CR-3901-2026

Date of Decision: 14.05.2026

KHUSHBEEN KAUR AND OTHERS

....Petitioners

V/s

GURSIMRAN SINGH SETHI AND OTHERS

....Respondents

CORAM: HON'BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Sartaj Singh Narula, Senior Advocate with
Dr. Amardeep Singh Sandhu, Advocate,
for the petitioners.

Mr. Viranjeet Singh Mahal, Advocate,
for respondent No.1.

VIKRAM AGGARWAL, J. (ORAL)

The instant petition, preferred under Article 227 of the Constitution of India, prays for the issuance of a direction to the Court of Additional Civil Judge (Senior Division), Chandigarh to conclude the trial in Civil Suit bearing No.CS CJ-1865/2019 titled as 'Gursimran Singh Sethi Vs. Khushbeen Kaur and others', within a specified time period by binding down the parties to complete their evidence in a time bound manner.

2. It has been averred that the petitioners/defendants are senior citizens and are at the fag end of their lives. Respondent No.1/plaintiff has instituted the civil suit in question which is now pending in the Court of Additional Civil Judge (Senior Division), Chandigarh.

3. It has been averred that petitioner No.1 is the step mother of respondent No.1, whereas petitioners No.2 and 3 are his paternal uncles.

After the death of Sh. Paramjit Singh Sethi, who was the husband of petitioner No.1 and father of respondent No.1, respondent No.1 instituted the suit in question on 03.10.2019, praying for the following relief:-

- “1) Pass a decree of declaration to the effect that the suit property no. 'a' i.e. 50% share in Plot no.111, Industrial Area, Phase-1, Chandigarh is not the property of defendant no.9- company and is ancestral, coparcenary property;***
- ii) Pass a decree of declaration to the effect that the Will dated 5th September, 2019 is null and void and is the result of forgery;***
- iii) Pass a decree of declaration to the effect that the plaintiff has succeeded to the properties of Late Sh. Paramjit Singh Sethi as described in Schedule-A as per natural succession;***
- iv) Pass a decree of permanent injunction restraining defendant nos.1 and 10 from alienating/transferring the Schedule-A properties and from dispossessing the plaintiff from the suit property no. 'a' at Industrial Area, Chandigarh: and/or***
- v) Any other relief which this Hon'ble Court may deem fit in the facts and circumstances of this case.***

Schedule-A:

Properties of late Sh. Paramjit Singh Sehti

- a) 1/3rd share in 50% share in Plot no. 111, Industrial Area, Phase-1, Chandigarh.***
- b) Share-holding in M/s Amrit Roller Flour Mills Private Ltd.***
- c) Share-holding in M/s P.C. Engineers Private Ltd.***
- d) Bank Account no. 003104000044785 in IDBI Bank, Sector-8B, Chandigarh***
- e) FDR No. 0003106000263160 in IDBI Bank, Sector-8, Chandigarh***

f) Insurance policies and investments in shares and debentures and mutual funds.

g) All other movable and immovable properties of Late Sh. Paramjit Sing Sethi.”

4. It has been averred that the suit came up for preliminary hearing on 03.10.2019. On the said date, notice was issued to the defendants for 04.11.2019. Interim injunction was granted, restraining the defendants from alienating the suit property and also from dispossessing the plaintiff from Plot No.111, Industrial Area, Phase-I, Chandigarh.

5. Thereafter, the details as regards proceedings have been given. The crux of the matter is that the plaintiffs are aggrieved of the pendency of the suit and allege that delay tactics are being adopted by respondent No.1.

6. It has been averred that despite the suit having been instituted on 03.10.2019, more than six and half years having already elapsed and issues having been framed on 29.08.2025, no prosecution witness has been examined by respondent No.1 till date and adjournments are unnecessarily being taken on one pretext or the other.

7. It has, therefore, been averred that appropriate directions be issued to the Court concerned for expeditious and time bound disposal of the suit.

8. Learned counsel for the petitioners has referred to the interlocutory orders placed on record as Annexures P-1/A to P-12 and has submitted that the trial is not proceeding on account of the delay tactics being adopted by respondent No.1.

9. Learned Senior Counsel has also fairly stated that though two Revision Petitions i.e. CR-224-2026 and CR-2758-2026 are pending before

this Court, having arisen out of certain interim orders, there is no stay of proceedings and only in CR-224-2026, operation of the order dated 02.12.2025 passed by the first Appellate Court has been stayed.

10. *Per contra*, learned counsel representing respondent No.1 has submitted that no delay tactics are being adopted by respondent No.1 and respondent No.1 also wants an early decision in the matter.

11. I have considered the submissions made by learned counsel for the parties.

12. Concededly the suit was instituted in October, 2019. Six and a half years have already gone by and evidence of the plaintiff is yet to commence.

13. This Court is conscious of the fact that Courts are already burdened with a huge pendency of cases and it is not desirable to issue directions as regards time bound disposal of the same unless and until, the peculiar facts and circumstances of some particular case so require. Equally important is the fact that important rights of parties are involved in every litigation and Courts are duty bound to decide matters expeditiously failing which rights of parties are prejudiced.

14. Keeping in view the totality of the facts and circumstances of the case, the present revision petition is disposed of with a direction to the Court concerned, where Civil Suit bearing No.CS CJ-1865/2019 titled as 'Gursimran Singh Sethi Vs. Khushbeen Kaur and others', is pending to make concerted efforts to decide the suit expeditiously. It would also be desirable that the trial is concluded at best within a period of one year from today by giving specified time frames for leading and conclusion of

evidence and arguments etc. Attempts by any side to delay the disposal of the case be dealt with firmly.

Pending application(s), if any, shall also stand disposed of.

(VIKRAM AGGARWAL)
JUDGE

May 14, 2026
Mani Kumar

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