



CR-5356-2023 (O&M); -1-
CR-4849-2024 (O&M) and
CR-1943-2025 (O&M)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

(337)

1. CR-5356-2023 (O&M)
Gurpreet KaurPetitioner
Versus
Jagmohan Singh and anotherRespondents

2. CR-4849-2024 (O&M)
Gurpreet KaurPetitioner
Versus
Jagmohan Singh and anotherRespondents

3. CR-1943-2025 (O&M)
Ajit Singh (since deceased) through LRPetitioner
Versus
Jagmohan Singh alias Pappu and anotherRespondents

Date of decision: - 02.02.2026

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present:- Ms. Shubreet Kaur, Advocate
for the petitioner.

Ms. Bhupinder Kaur, Advocate
for the respondents.

VIKAS BAHL, J. (ORAL)

1. This order will dispose of three revision petitions which arise



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from three suits which are being tried together. CR-5356-2023 has been filed by Gurpreet Kaur in Civil Suit No.4647 of 2015, in which, challenge is to the order dated 13.04.2023 (Annexure P-3) whereby the evidence of the defendant/petitioner has been closed by order. Challenge in the said revision petition is also to the order dated 18.08.2023 (Annexure P-6) whereby the application (Annexure P-4) filed by the petitioner/defendant to afford an opportunity to examine the official from the office of Consulate General of India at Houston, USA by recalling the order dated 13.04.2023 was dismissed. Second petition i.e. CR-4849-2024 has been filed by Gurpreet Kaur in Civil Suit No.1266 of 2013, in which also, the challenge is to the order dated 13.04.2023 (Annexure P-3) whereby the evidence of the petitioner/defendant No.2 has been closed by order. Challenge in the said revision petition is also to the order dated 18.08.2023 (Annexure P-6) whereby the application (Annexure P-4) filed by the petitioner/defendant No.2 to afford an opportunity to examine the official from the office of Consulate General of India at Houston, USA by recalling the order dated 13.04.2023 was dismissed. Third petition bearing CR-1943-2025 has been filed by Ajit Singh through his LR Gurpreet Kaur, who is the plaintiff in Civil Suit No.47795 of 2013 and the challenge in the said petition is to the order dated 14.11.2024 (Annexure P-10) passed by the Civil Judge (Junior Division), Ludhiana whereby the application of the petitioner (Annexure P-8) to adjourn the case and to hear the final arguments after the decision in CR-5356-2023



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has been dismissed.

2. Learned counsel for the petitioner has submitted that in the present matters, three suits were filed with respect to three different properties and the dispute is between brothers and sisters. It is further submitted that all the three cases have been heard together on the same dates although separate evidence is being recorded. It is stated that a perusal of the Civil Suit No.4647 of 2015 would show that the same was filed by respondents No.1 and 2-Jagmohan Singh @ Pappu and Jatinder Singh, who are brothers of the present petitioner for declaration to the effect that they were owners of 2/3rd share and were in possession of the entire properties and thus it was their claim that they were in possession of the properties and thus the delay in the proceedings would primarily prejudice the petitioner. It is submitted that the said respondents No.1 and 2 had challenged the Will dated 09.07.2012 executed by Ajit Singh (father of the parties) in favour of the present petitioner. It is further submitted that the attesting witness of the said Will is living abroad and thus, it is necessary for the petitioner to examine the said witness. It is thus prayed that the impugned orders in CR-5356-2023 and CR-4849-2024 be set aside and the petitioners be granted two effective opportunities to complete her evidence with the assistance of the Court. It is submitted that in case the said orders are set aside, third revision petition i.e. CR-1943-2025 would be rendered infructuous.

3. Learned counsel appearing for the respondents in all the



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revision petitions has submitted that the defendants evidence had started on 08.11.2019 and several opportunities have been taken by the defendants to complete their evidence, including eleven effective opportunities, before her evidence was closed by order. It is further submitted that in case the petitioner is to be granted two effective opportunities to lead further evidence, then, heavy cost should be imposed upon the petitioner as she had delayed the proceedings. It is further submitted that in case a fresh application is filed by the petitioner for examining a witness, who is abroad, then, liberty be granted to the respondents to raise all objections to the said application in accordance with law.

4. Learned counsel for the petitioner, in view of the said objection raised on behalf of the respondents, has submitted that the petitioner is ready to pay cost.

5. During the course of arguments, a very fair stand has been taken on behalf of the petitioner as well as the respondents and on the basis of consensus, both the revision petitions i.e. CR-5356-2023 and CR-4849-2024 are disposed of with the following directions/observations: -

- (i) The impugned orders in both the said revision petitions i.e. CR-5356-2023 and CR-4849-2024 are set aside, subject to the petitioner depositing a total amount of Rs.95,000/- as cost, within a period of four weeks from today and the said



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amount would be paid to respondents No.1 and 2 in equal proportions. In case the said amount is not deposited, then, the said revision petitions would be deemed to have been dismissed.

- (ii) In case the amount is deposited, the petitioner would be granted two effective opportunities with the help of the Court to complete her evidence.
- (iii) It would be open to the petitioner to move a fresh application for the examination of the said official witness from the office of Consulate General of India at Houston, USA through video conferencing and the said application in view of the present order passed by this Court setting aside the orders closing the evidence of the petitioner, would be considered afresh by the trial Court in accordance with law.
- (iv) It would be open to the parties to raise all pleas as are available to them in the said application.

6. In view of the above order passed in CR-5356-2023 and CR-4849-2024, CR-1943-2025 as prayed by the learned counsel for the petitioner is disposed of as having been rendered infructuous.

February 02, 2026
naresh.k

**(VIKAS BAHL)
JUDGE**

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No