

Present : Sh. Jasvir Singh & Sh. K.S. Mehal, Advocates for DHs.
Sh. Anil Gupta, Sh. B.S. Brar, Sh. Avikal Goel, Advocates for JDs.

Reply to application for impleading LRs of deceased DH Baldev Singh not filed on behalf of JDs despite opportunities being granted. Heard on the said application. It is pleaded in the said application that the claimant/DH Baldev Singh died on 17.10.2013 and during his lifetime, he executed a registered Will dated 18.03.2009 in favour of the his sons/applicants Charanjit Singh and Karamjit Singh and on the basis of the said Will, a mutation no. 2929 has already been sanctioned by the Revenue Authority. It is further pleaded that the applicants are the only persons to be impleaded as Legal Representatives of deceased Baldev Singh, who was their real father.

As already stated above no reply to this application has been filed on behalf of JDs, however, they have opposed this application.

The application in hand is supported with a copy of death certificate of Baldev Singh son of Nand Singh as well as a copy of the registered will dated 18.03.2009 of the said deceased Baldev Singh. Further, on the basis of the said registered Will, a mutation of inheritance has already been sanctioned in favour of the applicants. Rather the applicants have also placed on record affidavits of their five sisters in which they have extended no objection, if the applicants i.e. their brothers are impleaded as legal representatives of deceased Baldev Singh in this case. Accordingly, in view of the aforesaid facts and for the limited purpose of proceeding further with the present execution, the application is admitted and the applicants are ordered to be impleaded as legal representatives of deceased DH Baldev Singh, subject to all just exceptions. Amended head note be filed.

Ld. Counsel for DH suffered a statement in the court today that the special leave petition filed by the land owners/decreed holders for enhancement in the rate of compensation for different categories of land is pending before the Hon'ble Supreme Court of India. Accordingly, it is prayed that this execution may be adjourned sine die, to be taken up as

and when the said SLP is decided. On the instructions of his client(s), he withdraws the application dated 03.04.2018 on account of typographical and clerical mistakes in the same, reserving the right to file a separate application for claiming the difference in amount of compensation for the category of “command area” as created by the Hon’ble High Court.

Thereafter, the Ld. Counsels for the JDs suffered a statement that they have no objection in adjourning this execution sine die, to be taken up as and when SLP is decided by the Hon’ble Supreme Court of India.

In view of the aforesaid statements, the application dated 03.04.2018 is dismissed as withdrawn with liberty to the DH to file fresh application as aforesaid. The execution in hand is also adjourned sine die and be consigned to record room and to be taken up as and when the concerned SLP pending in the Hon’ble Supreme Court of India is decided or as and when any application for taking up the same for further proceedings is moved by any of the parties.

Pronounced in Open Court:
21.08.2025
Rakhi

(Mahesh Grover)
Additional District Judge, Bathinda
UID No. PB0243