

In the court of Sh. Gurkirat Kirpal Singh I.A.S., Deputy Commissioner,  
Shaheed Bhagat Singh Nagar.



*Summon respondents  
& court for. The order of court  
is stayed till disposal of  
this appeal.*

26/11/09

1. Bakhtawar Singh Son of Gian Singh
2. Jogindra Devi D/O Gian Singh

both residents of Village Jadla, Tehsil Nawanshahr, District Shaheed  
Bhagat Singh Nagar.

.....Appellants

V/s

Ranjna Devi allegedly daughter of Tarsem Singh resident of house No.  
1201, Sector 21-B, Chandigarh.

.....Respondent

*Notice  
26/11/2009  
श्री (बक) बख्तवा  
11/11/2009*

Appeal against the order dated 30/10/2009,  
passed by the court of Sh. Birpal Singh  
PCS, SDM, A.C. Ist Grade, Nawanshahr, filed by  
appellants, through counsel Sh. K.D. Ummat  
Advocate, District Courts, Nawanshahr.

Claim in appeal:

To set aside the order dated 30/10/2009, passed  
by the court of Sh. Birpal Singh PCS, SDM cum A.C. Ist  
Grade, Nawanshahr, vide which the mutation has been  
sanctioned in favour of respondent is against the  
facts of file and against the principal of  
natural justice, and is liable to set aside by way  
of accepting the appeal of appellants.

Grounds of appeal:

Grounds of appeal are attached herewith.

Grounds of appeal:

1. That the order dated 30/10/2009, passed by the court of Asstt. Collector 1st Grade cum S.D.M., Nawanshahr Sh. Birpal Singh, vide which the mutation has been sanctioned in favour of Ranjna Devi of the estate of Tarsem Singh is against the facts of law, and against the principal of natural justice and is liable to be set aside.
2. That the Ld. lower court wrongly relied upon the facts, which have been brought on record by the Ld. Counsel of Ranjna Devi and all are wrong, baseless, false, frivolous and the same are self prepared in order to playing fraud with the appellants.
3. That the Ld. lower court wrongly ignored the facts brought on record by the appellant, that the deceased Tarsem Singh died issue less, widow less. The respondent Ranjna Devi wrongly represented herself as an daughter of deceased Tarsem Singh justly in order to grab the property of Tarsem Singh left by him.
4. That actually respondent Ranjna Devi is the daughter of appellant Bakhtawar Singh. The brother of appellant Bakhtawar Singh namely Tarsem Singh had got no issue from his wedlock, so the daughter of appellant namely Ranjna Devi used to reside with Tarsem Singh. The brother of appellant namely Tarsem Singh never adopted respondent Ranjna Devi as his daughter. The respondent Ranjna Devi is a very clever and influential lady and with the active connivance of officials prepared a baseless, bogus and frivolous record in which she is represented herself as a daughter of Tarsem Singh now deceased.
5. That the Ld. lower court fully ignored the document placed on record by the appellant, which is the birth certificate of respondent Ranjna Devi, in which clearly shown that respondent Ranjna Devi is the daughter of Appellant Tarsem Singh and born from the womb of Kanta Devi, who is the wife of appellant Bakhtawar Singh.
6. That the Ld. court erred in holding the fact the respondent Ranjna Devi is the daughter of Appellant Bakhtawar Singh nor of Tarsem Singh now deceased.

7. That the Ld. lower court further ignored the evidence of numberdar Sham Singh and Tarsem Lal Chowkidar, they have clearly stated that respondent Ranjna Devi born from the womb of Kanta Devi and from the loins of appellant Bakhtawar Singh.
8. That the order under appeal is based upon surmises and conjectures and is not sustainable in the eyes of law.
9. That the appeal is well with in time.
10. That the required court fee is affixed on the appeal.

It is therefore prayed that the order appeal may please be set aside and the mutation may please be sanctioned on the basis of natural course of succession by way of accepting the appeal of the appellant, in the interest of justice.

Dated:- 09/11/2009

Submitted by:-

Appellants (Bakhtawar Singh-  
Jogindra Devi)

Through Counsel

Sh. K.D. Ummat Advocate

District Courts, Nawanshahr.

*Dumma An*  
*20/11/09*