

2025:PHHC:054702



**S. No. 104**

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

\*\*\*\*

**RSA No.1954 of 1993 (O&M)**

**Date of Decision:29.04.2025**

**Rameshwar Parshad Sharma and others**

**.....Appellants**

**Vs.**

**Jeet Kaur and others**

**.....Respondents**

**CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA**

Present:- Mr. Vijay Lath, Advocate for the appellants.

None for respondent No.1.

Ms. Gursimran Walia, Advocate for respondents  
No.2 and 3.

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**DEEPAK GUPTA, J. (Oral)**

Learned counsel for the appellants submits that despite all possible efforts, no legal heirs of respondent No.1 could be found. The matter has been considered on merits. It is found that petitioner- Jeet Kaur (respondent No.1 herein) had filed the suit seeking declaration regarding entitlement to withdraw the Fixed Deposit Receipts lying with defendant- Punjab National Bank (respondent No.2 herein). The suit filed by the plaintiff was decreed by the trial Court and the appeal of the appellants herein was dismissed.

2. The case of the defendants- appellants was based upon a Will executed by Mr. Lal Gir. However, it is conceded by learned counsel that the FDR was in the joint name of Lal Gir and plaintiff – Smt. Jeet Kaur - either or survivor. Since Lal Gir has expired, so obviously, it is the plaintiff- Jeet Kaur, who being the survivor was entitled to withdraw the amount of the FDR in question.



3. In the afore-said circumstances, there is no merit in the appeal and the same is hereby dismissed.

**April 29, 2025**

**renu**

**( DEEPAK GUPTA )**

**JUDGE**

Whether Speaking/reasoned Yes/No

Whether Reportable Yes/No