

229

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

CRM-M-22343-2015
Date of decision : 03.11.2015.

Joginder Singh and another

..... Petitioners

VERSUS

State of Haryana and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI

Present: Mr. Jasdeep Singh, Advocate
for the petitioners.

Mr. D.R. Singla, DAG, Haryana.

M.M.S. BEDI, J.(Oral)

This is a petition filed by the petitioners for a direction to the official respondents to protect life and liberty of the petitioners which is stated to be in danger at the hands of respondent No.4-Gurcharan Singh.

In reply, filed on behalf of the State, on the basis of the inquiry conducted, it is stated that an inquiry was marked to respondent No.3. ASI-Jaipal Singh went to the house of the petitioners on 30.09.2015 at village Shejadpur but the petitioners were not available. Thereafter, statements of Joginder Devi Sarpanch of the village has been recorded

informing that the petitioners are not residing at the Gurudwara of village nor they had been seen by her.

Counsel for the petitioners has disputed the inquiry claiming that statements have been fabricated by the police to cause prejudice the right of the petitioners.

After hearing counsel for the petitioners at length, I am of the opinion that the petitioners are claiming their rights as care takers of a religious place regarding which civil litigation is pending.

In view of the facts and circumstances of the case, no ground is made out to issue any direction to the respondents. However, it will be open to the petitioners to enforce their legal rights in any movable or immovable property by adopting the due process of law.

Nothing said in this order will prejudice the rights of any of the parties, who are litigating pertaining to the suit property before the lower Court or before the High Court in RSA No.145 of 2007.

Disposed of with abovesaid observations.

November 03, 2015
Ramandeep Singh

(M.M.S. BEDI)
JUDGE