

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

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Civil Writ Petition No.9664 of 2015

Date of Decision: May 15, 2015

Balbir Kaur and another

...Petitioners

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Shakti Bhardwaj, Advocate
for the petitioners.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner No.2, who asserts himself to be a retired army officer, aged 80 years, has a dispute with regard to the ownership of 23 Kanals of land situated in village Kokri, Vehniwal, District Moga. Assertion is that a civil suit has been filed by the respondents for taking possession of the said land on false assertions and averments made therein. To stop the petitioner from contesting his civil case, he has been threatened and even beaten up by the respondents for which two FIRs dated 19.06.2014 (Annexure P-3) and 22.03.2015 (Annexure P-7) were registered but no effective steps have been taken after the registration of FIRs at Police Station Mehna. Apart from that a DDR has also been registered on 05.01.2015 (Annexure P-4). Petitioner has been beaten up by the respondents 5 to 9 as per his assertions. Petitioner, being an old man, finding himself in a position, where his life and liberty is at stake to protect property and with an intention to frustrate the right of the petitioner the private respondents are using this as a tactic taking advantage of he being an old and infirm person.

Counsel contends that the petitioner would make a representation to the Senior Superintendent of Police, District Moga, Punjab-respondent No.3 within a period of two weeks from today highlighting therein the apprehensions and the situation in which the petitioner is at present, who may be directed to look into the same and take appropriate steps on such representation of the petitioner.

In view of the statement made by the counsel for the petitioner, without going into the merits of the case or commenting thereon, the present writ petition is disposed of with liberty as prayed for.

In case such a representation is submitted by the petitioner highlighting therein his grievances, the same be duly considered by the Senior Superintendent of Police, District Moga, Punjab-respondent No.3 and appropriate steps, in accordance with law, be taken therein.

May 15, 2015
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE