

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

CRM-M No.13368 of 2017
Date of Decision: 20.04.2017

SATBIR

-PETITIONER

VS

STATE OF HARYANA & OTHERS

-RESPONDENTS

CORAM: HON'BLE MR. JUSTICE RAJ MOHAN SINGH

Present: Mr. Lajpat Sharma, Advocate
for the petitioner.

RAJ MOHAN SINGH, J. (ORAL)

By referring to order dated 22.02.2011, learned counsel for the petitioner submitted that after the interim order passed in RSA No.2627 of 2010, petitioner and respondent No.6 kept on cultivating their respective land. On 13.04.2017, respondent No.6 along with many persons trespassed into the house of the petitioner and apprehended the petitioner as well as his family members and took away the harvested crop lying in the house.

Precisely for the grievance in question, a complaint was made to the police-respondent No.5 but no action was taken. Thereafter, representation was moved to respondent No.2 on 14.04.2017 but of no avail.

Learned counsel further contended that at this stage,

the petitioner would be satisfied in case his pending representation is decided by the competent authority as per law.

Notice of motion.

On the asking of the Court, Mr. Ripudaman, A.A.G., Haryana accepts notice on behalf of respondents No.1 to 5.

A copy of the petition has been supplied to learned State counsel.

At this stage, in view of nature of order which this Court proposes to pass, there is no necessity of filing any reply to the petition as no order prejudicial to interest of any of the party is being passed.

This petition is disposed of by directing the respondent No.4 to take notice of the complaint moved by the petitioner before respondent No.5 and representation before respondent No.2 and decide the same after ascertaining the truth behind the allegations in accordance with law. While deciding the representation, respondent No.4 would be at liberty to device his own mechanism to ascertain the factual position existing between the parties without being swayed away by any consideration or pleadings made in the present petition.

20.04.2017

jyoti Y.

(RAJ MOHAN SINGH)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No