

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

**CRM-M No.17015 of 2014 (O&M)
Date of decision : September 14, 2017**

Sukhwant Singh @ Ghopa

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. Kulbir Sekhon, Advocate for the petitioner.

Mr. C.L. Pawar, Sr. DAG, Punjab.

Mr. Jasjeet Dhaliwal, Advocate for respondent Nos.6 to 8.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (ORAL)

Heard.

The present petition has been filed under Section 482 Cr.P.C. for protection of life and liberty of the petitioner and further issuing direction to the State to provide adequate security to him so that he can harvest the wheat crop as respondent Nos.6 and 8 are not allowing him to do so.

I am of the view that basically the petitioner wants to harvest the crop and he wants to restrain respondent Nos.6 to 8, who are not allowing him to do so. Basically, it is a civil dispute. If the petitioner was aggrieved of the fact that somebody was interfering in his possession, he could move the civil courts by filing civil suit for permanent injunction. However, the petition under Section 482 Cr.P.C. is nothing but the misuse of process of Court. The present petition was filed in the year 2014 and during the last three years, many crops might have been harvested.

It being so, there is no ground to exercise the powers under
Section 482 Cr.P.C. As such, the present petition is dismissed.

(KULDIP SINGH)
JUDGE

September 14, 2017

sarita

Whether speaking / reasoned Yes

Whether Reportable: No