

CRM-M-44508-2015

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

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Date of Decision: 28.04.2017

Karam Singh

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Vikram Singh, Advocate,
for the petitioner.

Mr. B.S.Virk, DAG, Haryana.

Mr. Wazir Singh Madota, Advocate,
for the private respondents.

INDERJIT SINGH, J.

Petitioner-Karam Singh has filed this petition under Section 482 Cr.P.C. for issuance of direction to respondent Nos.1 to 3 to protect his life and liberty at the hands of private respondents and to take action on the applications dated 18.11.2015 (Annexure P-14) and application dated 08.12.2015 (Annexure P-16) as per law because the private respondents have stolen ₹1,22,000/- and other articles of Gurudwara by cutting the locks and are threatening him to kill and also interfering into the work of Executive Committee.

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I have heard learned counsel for the petitioner and gone through the record.

After hearing learned counsel for the petitioner and going through the record, I find that earlier Karam Singh and another filed CWP No.27133 of 2013 against State of Haryana and others which was got dismissed as withdrawn vide order dated 26.08.2014. Thereafter, Karam Singh and another filed CRM No.M-28189 of 2015 before this Court which after arguing sometime, was got dismissed as withdrawn, vide order dated 02.09.2015, with liberty to file representation first before the concerned Senior Superintendent of Police. Then again, the petitioner and another filed CRM No.31956 of 2015 asking for the prayer for issuance of direction to respondent Nos.1 to 3 to protect their life and liberty and to take action on the applications dated 02.08.2015 and 03.09.2015 as per law because the private respondents have snatched the key of Gurudwara and have taken away ₹1,35,000/- from the almirah of Gurudwara. The said petition was disposed of by this Court vide order dated 19.09.2015 with a direction to respondent No.2-Superintendent of Police, Jind to look into the said representation/application dated 03.09.2015; take appropriate action and pass appropriate order as per law within two months from the date of receipt of copy of that order. Thereafter, the petitioner and another filed CRM No.M-40081-2015 before this Court which was decided by this Court on 30.11.2015. In that petition, the petitioner and another again

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asked for issuance of direction to respondent Nos.1 to 3 to protect their life and liberty from the hands of private respondents and further to take action on the application dated 18.11.2015 (Annexure P-4) as per law because the private respondents have stolen ₹1,22,000/- and other articles of Gurudwara by cutting the locks and they are threatening the petitioners to kill and interfering into the work of Executing Committee. In that petition, this Court discussed that in the earlier petition, direction had already been issued to respondent No.2 to look into the representation of the petitioners for the purpose of protecting the life and liberty of the petitioners and the petitioners again asked for the same relief. Thereafter, this Court passed the order that since the matter is already pending before respondent No.2 in the earlier petition, therefore, the said petition was dismissed with liberty to the petitioners to approach the said respondent for the redressal of their grievance. The said order was passed on 30.11.2015. Now, the petitioner-Karam Singh has again filed the present petition i.e. CRM No.M-44508-2015, which is dated 22.12.2015, asking for the same relief by further adding application dated 08.12.2015 for issuance of direction to respondent Nos.1 to 3 to protect his life and liberty at the hands of private respondents and to take action on the applications dated 18.11.2015 (Annexure P-14) and 08.12.2015 (Annexure P-16) as per law with the same averments that the private respondents have stolen ₹1,22,000/- and other articles of Gurudwara by cutting the locks and are threatening him to kill and also

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interfering into the work of Executive Committee. The filing of this petition shows that the petitioner is misusing the process of law. Despite the order passed by this Court directing respondent No.2-Superintendent of Police, Jind to look into the representation etc., the petitioner is filing petitions one after another. When respondent No.2-Superintendent of Police, Jind has already been directed to consider the representation of the petitioner for the purpose of protection and other averments etc., then asking for the same relief again after one month of passing of earlier order, amounts to abuse of process of law.

Therefore, this petition is dismissed with costs of ₹25,000/-, which is to be deposited by the petitioner with the Registry of this Court within one month failing which the Registry shall recover the same as arrears of land revenue in accordance with law.

28.04.2017

parveen kumar

**(INDERJIT SINGH)
JUDGE**

Whether speaking/reasoned	:	Yes
Whether reportable	:	No