

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

Crl. Revision Petition No.3436 of 2016 (O&M)

Date of Decision: April 17, 2017

Balinder Singh

.....PETITIONER(s).

VERSUS

State of Haryana and others

.....RESPONDENT(s).

CORAM:- HON'BLE MR. JUSTICE SURINDER GUPTA

Present: Mr.A.K.Khubbar, Advocate
for the petitioner(s).

Ms.Harpreet Kaur, AAG, Haryana.

SURINDER GUPTA, J.(Oral)

Heard.

On complaint filed by Balinder Singh against the private respondents, they were summoned for offence punishable under Sections 420 read with Section 120-B IPC. Dispute revolves around the inheritance of property of sister of the complainant/revision petitioner namely Suresh Devi who died on 18.3.2012. The complainant alleged in his complaint that after the death of Suresh Devi, the property should have devolved upon her father and mother while mutation was sanctioned in favour of mother only who further transferred the property in favour of Sube Singh respondent No.2 by executing a release deed. He alleged connivance of Sube Singh, Leela Devi and the revenue officials in wrongly sanctioning the mutation.

Private respondents filed revision against the order of the learned trial court and the revisional court dismissed the complaint with the observation that no *prima facie* case of cheating against the petitioner is made out.

I have heard the learned counsel for the petitioner. The allegations levelled by the complainant, even if taken as it is, make out no offence of cheating qua the complainant/revision petitioner. At the most, the father of the complainant could allege that he has been cheated but he did not come up with any complaint. Even otherwise, it is a civil dispute and the parties could approach the Civil Court to decide the inheritance of property left by Suresh Devi. The complainant/revision-petitioner has tried to give the entire matter a criminal colour by filing the complaint which has rightly been dismissed by the revisional court.

I find no illegality or infirmity in the impugned judgment passed by court of revision calling for any interference by this Court.

This petition has no merit and is dismissed.

(SURINDER GUPTA)
JUDGE

April 17, 2017
Paritosh Kumar

<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
<i>Whether Reportable:</i>	<i>Yes/No</i>