

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

CRM No.M-9531 of 2017
Date of decision: 20.3.2017

Rura Ram

... Petitioner

versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.Dheeraj Mahajan, Advocate,
for the petitioner.

...

AMOL RATTAN SINGH, J. (Oral)

Learned counsel for the petitioner submits that though the petitioner is shown to be in exclusive possession of the land in dispute even as per the jamabandi for the year 2013-14 (Annexure P-1), and that respondents no.4 to 8 have, in the partition proceedings going on, admitted that they are not in possession of the land, he is not being allowed to harvest the sugarcane crop by the said respondents.

He further submits that there is no stay operating in favour of the aforesaid respondents granted by the Court seized of the partition proceedings, or by any civil Court.

He still further submits that, in fact, even an FIR has been registered at the instance of the wife of the petitioner against respondents no.4 to 8, a copy of which is annexed as Annexure P-3 with the petition. Despite that, no action is being taken by the police and the petitioner, as already stated, is allegedly not being allowed to harvest his crop. A representation to this effect is also stated to have been made by the

petitioner to respondent no.2 on 1.3.2017, a copy of which has been annexed as Annexure P-6 with the petition.

He submits that at this stage he would be satisfied if a direction is issued to respondent no.2 to take a decision on the aforesaid representation within a specified period.

Consequently, this petition is disposed of with a direction to the Senior Superintendent of Police, Gurdaspur, i.e. respondent no.2, to take a decision on the aforesaid representation, as per law, within a period of one month from the date of receipt of a certified copy of this order.

20.3.2017
pk

(AMOL RATTAN SINGH)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No