

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CRM-M-14324-2017

Date of decision: 13.09.2018

Pritpal Singh and others

..... Petitioners

Versus

State of Haryana and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

PRESENT: Mr. Abhishek Singla, Advocate for
Mr. KP Singh, Advocate for the petitioners.

Mr. Vikramjit Singh, Addl. A.G., Haryana.

Mr. Sanjiv Kumar Aggarwal, Advocate for respondent No. 2.

RAMENDRA JAIN, J. (ORAL)

Through this petition under Section 482 Cr.P.C., prayer has been made for quashing Calendra dated 03.04.2017 (Annexure P-6), issued by the Sub Divisional Magistrate, Thanesar and all the other subsequent proceedings arising therefrom being abuse of the process of law.

Heard.

Admittedly, the matter in dispute between the parties is pending adjudication before the Civil Court.

Learned counsel for respondent No. 2 submits that in appeal filed by respondent No. 2-Narender Singh, the Ist Appellate Court, has held respondent No. 2 and his son-Gurdev Singh, in possession of the land in question. Consequently, Sub Divisional Magistrate, Thanesar, has no right to proceed further in Calendra (Annexure P-6) and has no objection in its

cancellation.

In view of the above, order/Calendra dated 03.04.2017 (Annexure P-6) of Sub Divisional Magistrate, Thanesar and all subsequent proceedings arising therefrom, are quashed.

Disposed of

September 13, 2018
rishu

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned Yes/No

Whether reportable Yes/No