

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

CRM-M-2478-2019
Date of decision: 23.05.2019

Iqbal Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present:- Mr. B. S. Jaswal, Advocate
for the petitioner.

Mr. Sidakmeet Sandhu, DAG, Punjab.

Mr. B. D. Sharma, Advocate
for respondent Nos. 5 to 7.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for issuance of directions to respondent Nos. 2 and 3 to look into the representation of the petitioner, dated 23.02.2018, and take appropriate action in accordance with law.

Reply, filed by way of affidavit of DSP, Sub Division Jandiala, is already on record and as per the same, it is stated that initially a complaint was received from respondent No. 5 Gurminder Kaur against the petitioner which was inquired into by the SHO, Police Station Mehta, Amritsar. During enquiry, statement of various persons of the village were recorded and report was submitted before the Additional Sessions Judge, Amritsar. It is further stated that in the joint statement filed by respondent No. 7 Baldev Singh and others, it is found that Baldev Singh is not the Ex-Panch of the village and it is only Kanwaljit Singh who is the Ex-Panch of the village. The police has also conducted a detailed enquiry on the representation dated

12.03.2018, given by the petitioner, through DSP, Sub Division Jandiala, Amritsar Rural and joint statement of many villagers were recorded, on the basis of which, the DSP made following report:

“The enquiry with regard to subject mentioned in the aforesaid application has been got conducted through Deputy Superintendent of Police, Jandiala. The applicant has given the application against Gurwinder Kaur w/o Sukhwant Singh etc. residents of Jalal Usma regarding filing false application in the court. It has been revealed from the enquiry that the opposite party has filed criminal complaint against the applicant and his brother in the Hon'ble Court of Sh. Navdeep Kaur Gill, SDJM Baba Bakala. The applicant gives reference in the application of Baldev Singh being Sarpanch. According to the statement of Baldev Singh and as per report of office of Block Development and Panchayat Officer, Rayya, he is not sarpanch for the last time. Baldev Singh s/o Jarnail Singh has not been candidate of Panch or Sarpanch. The applicant, according to his passport No. 651751 has been in Dubai from 17.09.2015 to 12.10.2016. During the period of 25.09.2016, he was not in Punjab. The applicant has been given application in anticipation for influencing the criminal complaint pending against him and his brother. Thereon both the parties have been advised to wait for the decision of the Hon'ble Court. The application is recommended to be consigned to records.”

This enquiry report was submitted by S.S.P., Amritsar Rural to Deputy Commissioner, Amritsar with the recommendation that the same be filed.

Separate reply, on behalf of respondent Nos. 5 to 7, has also been filed in Court today, in which, it is stated that on 07.09.2015, the

petitioner and his brother Harpal Singh forcibly entered into the house of respondent Nos. 5 and 6 and molested respondent No. 5. Thereafter, a complaint was given against them which was enquired into by the police and petitioner Iqbal Singh has now travelled to Dubai.

In view of the above, no action is called for in the present petition and the same is disposed of.

However, liberty is granted to petitioner to file a complaint, if so advised.

23.05.2019
Waseem Ansari

(ARVIND SINGH SANGWAN)
JUDGE

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>