

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

Criminal Misc.-M No.20073 of 2018
Date of Decision: November 22, 2019

Sukhwinder Kaur & another

...Petitioners

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: None for the petitioners.

Mr. Ramdeep Partap Singh, DAG, Punjab.

Mr. Sunny Singla, Advocate,
for respondent Nos. 7 & 8.

MANOJ BAJAJ, J.

Petitioners have filed this petition under Section 482 Code of Criminal Procedure for issuance of directions to the official respondents No.1 and 2 to protect their life, liberty and property as they apprehend danger at the hands of respondents No.3 to 8. It is further prayed that the investigation in case FIR No.98 dated 29.10.2017, under Sections 447, 511, 379, 1489, 149 IPC registered at Police Station Sadar Ahmedgarh, District Sangrur (Annexure P-4) be conducted fairly.

Notice of motion in the petition was issued on 11.05.2018 and pursuant to the same, reply by way of affidavit dated 18.09.2019 of Karnveer Singh, PPS, Deputy Superintendent of Police, Sub Division, Ahmedgarh, District Sangrur on behalf of respondent Nos.1 and 2 was filed.

It is highlighted that the FIR in question (Annexure P-3) was lodged at the instance of Gobind Singh (respondent No.8), wherein the investigation is complete and the challan has been presented before the trial Court.

It is the case of the petitioners that the land in question is in their possession and the FIR regarding harvesting the crop was wrongly registered. A perusal of the petition further reveals that a suit bearing No.216 of 11.04.2017 for injunction has already been filed by the petitioners, wherein the interim injunction has been granted in their favour. Since the investigation of the FIR is complete and for the other prayer regarding protecting the life and liberty of the petitioners, they have already filed a civil suit before the civil court and, therefore, this Court does not find any reason to invoke the inherent powers under Section 482 Cr.P.C.

Petition stands dismissed.

November 22, 2019
ramesh

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable:

Yes/No
Yes/No