

**In The High Court for the States of Punjab and Haryana
At Chandigarh**

CRM-M-13668-2019 (O&M)
Date of Decision:-26.3.2019

Chander Mohan Jalota

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- Mr. Amit Dhawan, Advocate for the petitioner.

GURVINDER SINGH GILL, J.(Oral)

The petitioner has approached this Court seeking issuance of directions to respondents No.1 to 3 to take legal action against respondent No.4.

The petitioner asserts that he is a senior citizen aged 79 years and retired as a Manager from JCT Mills, Phagwara, District Kapurthala. It is the case of the petitioner that he and his family have ancestral house in Mohalla Jalotian, Nakodar, District Jalandhar, where all the residents of the locality belong to Jalota Caste. The petitioner asserts that his great grandfather had set up a temple at Jalotian Mohalla and a trust deed dated 18.6.1996 was executed for the purpose of maintenance of the temple and that the petitioner is presently the President of the said trust. It is further the case of the petitioner that respondent No.4 had been appointed as a 'Pujari' of the temple in the year 2010 on monthly salary of ₹1,000/- and that the same would be evident from the bank account statement of the trust.

Although respondent No.4 had been allotted a room on the first floor of the temple but subsequently he started indulging in illegal acts and, therefore, was asked to leave the temple by 30.4.2014, to which he had initially agreed but subsequently filed a civil suit seeking injunction against the trustees.

Since, the petitioner and others did not want to take law in their hands they waited for decision of the competent Court and now the Civil Court has decided the matter having dismissed the suit but despite the same, respondent No.4 and his wife have been threatening the petitioner and others of serious consequences. It is further alleged that infact respondent No.4 in connivance with unknown persons had stolen an old and rare idol of Lord Ganesh from the temple and had been disturbing peaceful atmosphere of the temple.

The learned counsel for the petitioner has submitted that although a detailed representation dated 12.2.2019 (Annexure P-6) had been made to Senior Superintendent of Police, Jalandhar Rural but no action has been taken thereupon.

Having heard the learned counsel for the petitioner, the petition is disposed of with a direction to respondent No.2-Senior Superintendent of Police, Jalandhar Rural to look into the matter and to dispose of the representation dated 12.2.2019 (Annexure P-6) moved by petitioner, expeditiously, in accordance with law, while keeping in view the aforesaid facts especially the fact that the civil suit has already been decided against respondent No.4. Further, in case it is found that there is any imminent threat to life and liberty of the petitioner or to other members of his family at the hands of respondent No.4, then it be ensured that no harm is caused to the petitioner or to other members of his family in any manner.

A copy of this order along with representation dated 12.2.2019 (Annexure P-6) be sent to respondent No.2-Senior Superintendent of Police, Jalandhar Rural so as to enable him to do the needful expeditiously.

26.3.2019

pankaj

(Gurvinder Singh Gill)
Judge

Whether speaking /reasoned	Yes / No
Whether Reportable	Yes / No