

**251 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRM-M-40796-2014 (O&M)

Date of decision: September 06, 2019

Gurbax Singh

....Petitioner

Versus

U.T., Chandigarh and others

Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Chankya Batta, Advocate for
 Mr. G.S. Bhatia, Advocate
 for the petitioner.

 Mr. A.K. Lamdharia, APP, U.T., Chandigarh.

 Mr. D.S. Randhawa, Advocate
 for respondents No.4 to 6.

ARVIND SINGH SANGWAN, J. (Oral)

Prayer in this petition is for issuance of directions to respondents No.2 and 3 to register an FIR against respondents No.4 to 6 , who are stated to be property grabber and have committed offence punishable under Sections 406/420/467/468/471/120-B IPC.

This petition is pending since 2014 and a perusal petition show that there is a long standing litigation between the parties, including the dispute between the original petitioner Gurbax Singh (since expired).

Reply by way of affidavit of Sub Inspector, Police Station, Sector 19, Chandigarh is on record and as per the same, after going through the litigation pending between the contesting parties, a conclusion is drawn that petitioner-Gurbax Singh was allotted the disputed House No.86, Sector 18-A, Chandigarh on 23.5.1952. The petitioner sold his right to one

Ravinder Pal Kaur in the year 1982 and received the entire sale consideration and registered a power of attorney. Thereafter, multiple litigations are pending between the parties in different Courts.

The Rent Controller passed an order of eviction regarding the entire house. The said order was challenged by before this Court in Civil Revision No.2499 of 2010, which was dismissed vide order dated 4.3.2011. Gurinder Singh, being attorney of respondent No.2 obtained the permission of the house in execution proceedings as per the order of the Rent Controller dated 23.3.2011. It is further stated that Gurinder Singh is presently residing in the house as a tenant and on enquiry, no offence is made out on the compliant given by petitioner-Gurbax Singh, who has expired on 21.2.2015.

In view of the same, no further action is called for.

This petition is disposed of as having been rendered infructuous.

However, liberty is granted to the petitioner to avail alternative remedy available to him, under the law.

September 06, 2019
satish

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No