

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CIVIL WRIT PETITION NO. 18053 of 2019

DATE OF DECISION: JULY 08, 2019

M/s MMD Infrastructure and othersPetitioners

Versus

State of Punjab and othersRespondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA

Present: Mr.ADS Jattana, Advocate for the petitioners.

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TEJINDER SINGH DHINDSA, J.

Petitioners No.2 and 3 are stated to be partners in petitioner No.1-partnership firm which is engaged in real estate development/construction.

As per pleadings on record, petitioners were the vendees in respect of a certain parcel of land which they sought to purchase from respondent No.7 herein. Learned counsel submits that on account of certain disputes that arose interse the parties, two FIRs bearing No.283 and 51 dated 14.10.2009 and 18.4.2012 at Annexures P9 and P14 respectively came to be registered. Certain civil litigations also ensued. It has been urged that a compromise was thrashed out between the parties and the suit that had been instituted came to be decreed in terms of the compromise at Annexure P16 dated 6.6.2012. Even the afore-noticed two FIRs are stated to have been quashed in view of the compromise.

It is contended that based on the same very allegations and dispute which had earlier been compromised, FIR No.75 dated 18.3.2019 and FIR No.86 dated 19.4.2019 at Annexures P25 and P27 have been lodged at the hands of respondents No.7 and 8.

The short grievance raised in the petition is that the present case is a classic example of police high-handedness and to the extent that on an application moved by the private respondents, investigation pertaining to FIR No.86 as also a complaint lodged by respondent No.8 has been got transferred from District Mohali to District Fatehgarh Sahib. It is also the categorical contention raised by learned counsel that the petitioners are being hounded by the police officials of Police Station District Khanna, District Ludhiana who are stated to be hand in glove with the private respondents.

The short prayer raised in the petition is that even a representation dated 21.6.2019 has been filed to the Director General of Police, Punjab and the petitioner would be satisfied if such representation was to be examined.

Prayer made by learned counsel is found to be just and reasonable.

As such, without even ascertaining the correctness of the averments made in the petition and without going into the merits of the case, I deem it appropriate to dispose of the instant writ petition with a direction to respondent No.2 to look into the matter against the backdrop of the representation dated 21.6.2019, Annexure P30, and to thereafter take steps, if any, as

deemed fit and as warranted in accordance with law.

Disposed of.

JULY 08, 2019
SRM

(TEJINDER SINGH DHINDSA)
JUDGE

<i>Note:</i>	<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
	<i>Whether Reportable:</i>	<i>Yes/No</i>