

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

**CWP No.24991 of 2019
Date of Decision:09.09.2019**

Ram Singh

.....Petitioner

Versus

State of Haryana and others

.Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. Shakti Bhardwaj, Advocate for the petitioner.

TEJINDER SINGH DHINDSA J.(Oral)

Petitioner seeks a mandamus for directing the Director General of Police of Haryana to refer a complaint dated 03.12.2018, 08.11.2017 and 28.11.2017 (Annexures P-1 and P-3) submitted by the petitioner against private respondent No.6 to the State Vigilance Bureau.

Counsel for the petitioner has been heard at length.

Apparently, there is a dispute between the petitioner and private respondent with regard to non-performance of contractual obligations arising out of an agreement to sell dated 14.03.2015.

Averments would reflect that the agreement to sell pertaining to a residential house had been entered into between the petitioner in the capacity of a purchaser and respondent No.6 as the seller. The total sale consideration was fixed as Rs.21,00,000/- and an earnest money of Rs.4,30,000/- was entrusted. The agreed date of registration was fixed as 10.03.2016.

Case projected on behalf of the petitioner is that private respondent has usurped the earnest money. He issued a cheque of

Rs.4,30,000/- in the name of the petitioner towards refund of the earnest money but even such cheque was dis-honoured and was found to be fake.

In the considered view of this Court, petitioner would have specific alternate remedies even if the averments made in the petition are taken at their face value.

While declining to interfere in the instant petition, liberty is granted to the petitioner to avail of his remedies in accordance with law.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

September 09, 2019

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No