

CRM-M-49954-2019

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

CRM-M-49954-2019

Date of Decision:26.11.2019

Tulsa Devi and another

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Ms. Neeraj Chandel, Advocate,
for the petitioners.

HARNARESH SINGH GILL, J.

The present petition has been filed under Section 482 Cr.P.C. for issuance of direction to the official respondents to look into the representation dated 25.09.2019 (Annexure P-8), submitted by petitioner No.2, to conduct investigation in fair, impartial and expeditious manner against the private respondents, who had played fraud with the petitioners and FIR No.59 dated 19.06.2018, under Section 420 IPC has already been registered against respondents No.4 and 5, at Police Station Haryana, District Hoshiarpur.

I have heard the learned counsel for the petitioners at length and with her able assistance, have gone through the documents on file.

It is the case of the petitioners that respondent No.4 agreed to sell her land measuring 38 kanals 4 marlas to petitioner No.1, vide agreement dated 17.11.2015, and the proper agreement to sell was to be executed on 08.12.2015. However on 09.12.2015, respondent No.4

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said land and the sale deed was to be executed on or before 09.06.2016, which was further extended to 20.08.2016. Respondent No.4 agreed to sell the land @ Rs.19.50 lakh per acre and Rs.15 lakh was given in cash and Rs.10 lakh was given by cheque with a promise that the land would be got redeemed by her (respondent No.4). However, the land was not got redeemed by her. Thereafter, a supplementary agreement dated 10.06.2016 was executed and more money was given to respondent No.4. Thus, an amount of Rs.40 lakh had already been paid by the petitioners and still further, the petitioners had deposited money in the loan account of respondent No.4. In spite of making the huge payment by the petitioners, respondents No.4 and 5 had not got the land redeemed. Ultimately, the petitioners filed CRM-M-21606 of 2018 before this Court seeking directions to the official respondents to register the case and in pursuance to that, FIR No.59 dated 19.06.2018, was registered under Section 420 IPC against respondents No.4 and 5 (Annexure P-1). A civil suit is also pending between respondent No.4 and the petitioners.

Since the civil suit is already pending and FIR already stands registered against respondents No.4 and 5 that too on the directions of this Court, no case is made out for issuance of any further directions to the official respondents.

Finding no merit in the present petition, the same is dismissed.

26.11.2019

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Note: Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No