

CRWP-4672-2020

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

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Date of decision: 25.11.2020

Satnam Singh

...Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Impinder Singh Dhaliwal, Advocate,
for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. G.S.Sandhu, Advocate,
for respondent No.3.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

The present criminal writ petition has been filed under Articles 226 and 227 of the Constitution for issuance of a writ in the nature of mandamus directing respondent No.2 to protect the life and liberty of the petitioner at the hands of respondents No.3 and 6 and to take legal action against them.

Learned counsel for the petitioner contends that there are total six co-sharers, including the wife of the petitioner, in the land of Iqbal Singh, brother-in-law of the petitioner, and that respondent No.4 filed a false case before SDM, Malout that she is married to Iqbal Singh, but she had failed to prove the same and ultimately, SDM, Malout, had passed the order in favour of the wife of the petitioner and she alongwith other co-

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sharers had been declared as legal heirs of Iqbal Singh. He further contends that in the evening of 12.06.2020, when the petitioner alongwith his nephew (Bhanja) went to his fields, respondent No.3 alongwith the police party had given beatings to them at the hands of respondents No.4 to 6. Thereafter, the petitioner had been admitted in the Govt. Hospital, Malout and medico-legally examined, vide MLR (Annexure P-2). The injury received by the petitioner had been kept under observation. Thereafter, the petitioner had been shifted to Jaura Hospital Bathinda, and had undergone amputation of little finger of left hand due to infection.

On the other hand, learned State counsel and learned counsel for respondent No.3 draw the attention of this Court towards the status report dated 28.07.2020 filed by way of affidavit of the Senior Superintendent of Police, Sri Muktsar Sahib, and the petitioner, who has been dismissed from the police department, had tried to take the possession of land illegally.

I have heard the learned counsel for the parties.

As per the status report, the police had conducted two separate inquiries. Para No.4 of the status report reads as under:

“4. That in the present petition, the petitioner has raised the following two issues:-

(i) In first issue - the petitioner has alleged that on 12.06.2020 when the petitioner and his nephew (Bhanja) Pargat Singh went to the fields, the respondent No.3 police official gave beatings to them at the instance of the private respondents No.4 to 6 and that they were admitted in Civil Hospital, Malout but the police came to record their statements after lapse of 4-5 days.

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(ii) In second issue - the petitioner has also alleged that the private respondents No.4 to 6 want to grab the land of the petitioner.”

It is also mentioned in the status report that there was a partial amputated distal phalynx of 5th finger of left hand, but there was no corresponding injury/scratch on the other fingers of left hand and possibility of the said injury being self-inflicted could not be ruled out. It is also mentioned in the status report that the Inquiry Officer came to the conclusion that the petitioner and Pargat Singh were trying to put pressure on the police for taking possession of the land illegally.

In view of the above, no orders are called for in the present petition.

Dismissed.

25.11.2020

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No