

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

**CRWP-6450-2020 (O&M)
Date of decision:28.08.2020**

Avtar Singh	Versus	...Petitioner
State of Punjab and others		..Respondents

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present:- Mr. Aashish Aggarwal, Advocate for the petitioners.

ARCHANA PURI, J.(ORAL)

The matter has been taken up through video conferencing in the light of the pandemic COVID-19 situation.

As per the claim of the petitioner, he is owner of land measuring 7 Kanals 4 Marlas as detailed in paragraph No.4 of the petition and qua the same there is a dispute between him and the private respondent Nos. 8 to 19, relating to which a civil suit has been filed by the petitioner, in which status-quo has been ordered. However, the private respondents while nursing bitterness against the petitioner, had extended threats on 23.7.2020 to take forcible possession of the land, relating to which the petitioner had made a complaint to the police officials but no action thereon has been taken. Rather FIR No.163 dated 25.07.2020, under Sections 323, 326, 427, 447, 148 and 149 of the Indian Penal Code, Police Station Chattiwind, District Amritsar (Rural) has been registered against the petitioner at the instance of the private respondents.

Even though, he has made a representation dated 24.07.2020 before Commissioner of Police, Amritsar, copy whereof is placed on record as Annexure P-2 as well as application dated 07.08.2020 to SSP, Police, District Amritsar(Rural), copy whereof is placed on record as Annexure P-4 but no action thereon has been taken by the official respondents against the

private respondents.

Notice of motion.

Mr. Harbir Singh Sandhu, AAG, Punjab, accepts notice on behalf of the official respondents. However, he submits that he is not aware of the representations, so filed by the petitioner.

Considering the same, without prejudice of the rights of the parties to be adjudicated upon in the civil suit already filed at the instance of the petitioner, the present petition is disposed of with a direction to respondent no.2 to give redressal to the grievance of the petitioner as spelt out in the representation dated 24.07.2020 (Annexure P-2) as well as application dated 07.08.2020 (Annexure P-4) and if he finds some genuineness in the accusation, he may proceed further in accordance with law.

However, these observations are circumscribed only for the purposes of disposal of the present petition and shall not be construed as expression on merits relating to the rights of the petitioner as well as the private respondents qua the land in question, which forms the basis of civil suit pending between the parties and shall also have no effect upon the other civil or criminal proceedings(if any), pending between the parties.

Ordered accordingly.

28.08.2020
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(ARCHANA PURI)
JUDGE

Whether speaking / reasoned? Yes / No
Whether reportable? Yes / No