

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.104

CRM-M-24962-2020

Date of Decision: 28.08.2020

KULWANT SINGH

....Petitioner

VS

STATE OF PUNJAB AND OTHERS

....Respondents

CORAM: HON'BLE MRS. JUSTICE ARCHANA PURI

Present: Mr.Parveen Chauhan, Advocate,
for the petitioner.

ARCHANA PURI, J. (ORAL)

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

It has been stated in the petition that in pursuance of the request made by respondent No.4, petitioner had paid a sum of Rs.1,00,000 (Rupees one lakh only) in the presence of the witnesses and even a writing was executed relating to the same. However, it was agreed between the parties that the borrowed amount shall be returned within a period of three years, and if not so done, after one month thereafter, he shall execute the sale deed in favour of the petitioner, relating to which, the writing dated 02.06.2012 was executed. However, despite expiry of the requisite period, the respondent No.4 has not executed the sale deed of the mortgaged land.

It is now contended by learned counsel for the petitioner that no action is being taken by the official respondents to redress the grievance of the petitioner, even though representation dated 25.07.2020 has been submitted with respondent No.2.

Notice of motion.

Mr. Harbir Singh Sandhu, Assistant Advocate General, Punjab, made appearance on behalf of the respondent-State.

It is now submitted by learned State Counsel that no representation, as such, has been received by SSP or SHO concerned.

In the light of the submission so made, it is pertinent to mention that the copy of the representation, allegedly made by the petitioner to SSP, Amritsar (Rural) dated 25.07.2020, is there on record as Annexure P-4, which is stated to have not been received by the concerned quarter.

In the light of the same, the present petition is disposed of with the direction to the petitioner to submit this representation before respondent No.2 within a period of one week. Thereupon respondent No.2 shall look into the matter and redress the grievance of the petitioner, in view of the contents of the said representation (Annexure P-4), and thereupon initiate action in accordance with law, if so required.

However, these observations are circumscribed only for the purposes of disposal of the present petition and shall not be construed as expression on merits qua the contents of the representation and shall also have no effect upon the civil or criminal proceedings, pending between the parties concerned.

Accordingly, the petition stands disposed of.

(ARCHANA PURI)
JUDGE

28.08.2020
himanshu

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No