

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

Criminal Writ Petition No.6583 of 2020

Date of decision : 31.08.2020

Parmod Kumar

.....Petitioner

versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Ms. Jasneet Mehra, Advocate for the petitioner

ANIL KSHETARPAL, J. (ORAL)

The petitioner has filed the present criminal writ petition under Article 226 of the Constitution of India for issuance of a writ in the nature of Mandamus, directing respondent no. 2 and 3 to protect his life, liberty and property. Learned counsel for the petitioner states that the petitioner and respondent no. 4 to 6 are relatives.

It is also not in dispute that a civil litigation between the parties is pending. The petitioner claims that he is in possession of the disputed property and is being forced by the police officials to hand over the vacant possession thereof to the private respondents. It has further been contended by the learned counsel for the petitioner that the proceedings under Section 107/151 Cr.P.C have already been initiated against the private respondents.

Keeping in view the facts of the present case, the petitioner has an equally efficacious remedy of praying for grant of injunction in the pending civil suit. In view thereof, the present petition is disposed of by relegating the petitioner to the alternate remedy.

August 31, 2020

rekha

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No

(ANIL KSHETARPAL)

JUDGE