

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH
(112)

CRM-M-34277-2020

Date of decision: 17.12.2020

Kartar Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Simranjeet Singh Sarwara, Advocate
for the petitioner.

H.S.Sitta, AAG, Punjab.

...

SUVIR SEHGAL, J. (ORAL)

The Court has been convened through video conferencing due to Covid-19 Pandemic.

Instant petition has been filed under Section 482 Cr.P.C. for directing official respondents No.2 to 4 not to harass the petitioner on the complaint moved by respondents No.8 and 9.

In pursuance to order passed by this Court, status report by way of xerox copy of affidavit of Deputy Superintendent of Police, Dhar Kalan, District Pathankot has been filed on behalf of respondents No. 1 to 4, wherein it has been deposed as under:-

“3. That, it is most respectfully submitted that the respondent No.8 and 9 had filed a complaint before SHO Police Station Shahpurkandi against the petitioner namely Kartar Singh regarding illegal possession of his plot. The said complaint was marked to ASI Ashok Kumar vide No. 792-F dated 12.12.2019. During the inquiry, it was revealed that

the matter is of civil nature. The Inquiry Officer suggest to both the parties to file a civil case in the Civil Court. Hence, the complaint was filed.

4. That it is humbly submitted that the respondent No.8 & 9 again filed a complaint dated 22.01.2020 (Annexure P-2) before of the office of the SSP/Pathankot against the petitioner for forcefully fixing a gate on his downed rakba bearing khasra No. 35 in spite of the fact, that a court case is pending. The said application was marked to SHO Police Station Shahpurkandi vide No. 62-Misc. Dated 22.01.2020. During the inquiry, it was revealed that the matter was of civil nature. In this connection, the respondent No.8 Omkar Singh had already filed an appeal in the Hon'ble Punjab and Haryana High Court, Chandigarh. The local police is not interfere in this case. Hence, the complaint was filed.

5. That it is most respectfully submitted that the respondent No.2 to 4 have not been harassing to the petitioner.”

In view of the above stand taken by the official respondent, no orders are called.

The petition is dismissed.

(SUVIR SEHGAL)
JUDGE

17.12.2020
Pardeep

Whether speaking/reasoned

Yes/No

Wether reportable

Yes/No