

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRM-M-38001-2020

DATE OF DECISION: NOVEMBER 18, 2020

SATNAM SINGH

...PETITIONER

VERSUS

STATE OF PUNJAB & OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.

PRESENT: MR. MALKEET SINGH, ADVOCATE
FOR THE PETITIONER.

MANOJ BAJAJ, J.(ORAL)

The petitioner has filed this petition under Section 482 Cr.P.C. for issuance of directions to official respondents No.2 and 3 to register FIR against private respondents No.4 to 9 for commission of offence of theft punishable under Section 379 IPC and Section 4, 21 of the Mines and Minerals(Development and Regulation) Act, 1957.

Learned counsel for the petitioner contends that the private respondents entered the land of the petitioner on 24.2.2020 and uprooted 910 Eucalyptus trees and when the petitioner reached there, they were loading the wood in the tractor-trolley. According to him the private respondents who were armed with weapons threatened him and took away the wood. He has further argued that the sand was also taken away in the tractor-trolley with the help of JCB machines. He has invited the attention of the Court to the complaint made by the petitioner on 18.3.2020 (Annexure P-1) to the SHO, Police Station Phillaur and submits that despite reminders, no FIR has been registered. He has prayed for issuance of

necessary directions.

After hearing learned counsel for the petitioner, this Court finds that the alleged occurrence took place on 24.2.2020, whereas the complaint was allegedly made on 18.3.2020. In the given set of facts, the pleadings contained in the petition are not enough for exercising the inherent powers under Section 482 Cr.P.C. as the alternative remedy is also available.

Resultantly, the petition is dismissed.

November 18, 2020
Gulati

(MANOJ BAJAJ)
JUDGE

Whether Reportable : Yes/No

Whether Speaking/Reasoned : Yes/No