

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-42800-2020

Date of Decision: 21.12.2020

Bhupinder Singh Chawla and others

.. Petitioners

Vs.

State of Punjab and others

..Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Gursimran Singh Madaan, Advocate for the petitioners.

...

Manoj Bajaj, J. (Oral)

This petition has been filed under Section 482 Cr.P.C. seeking direction to official respondents to take appropriate legal action against private respondents, who are acting in connivance with officials of respondent No.5 and are trying to sell premises of Gurudwara Sahib by fabricating documents.

Learned counsel for the petitioners has contended that a representation dated 18.11.2020 has been given to the Director General of Police, Punjab at Chandigarh and Commissioner of Police, Ludhiana by petitioner No.1 with a request to protect the property of Gurudwara Sahib and owners of the shop, as the same are being alienated illegally by land mafia. He has invited the attention of the Court to the photographs, (Annexure P-8), to contend that this property belongs to Gurudwara Sahib and, therefore, its usage and title cannot be altered.

During the course of hearing, it is not disputed by the learned counsel that the petitioners are not the owners of the property in question, as according to him, there are various shops which have been let out and the petitioners are occupants of the same.

After hearing the learned counsel for the petitioners, this Court finds that the nature of relief claimed in the representation can be effectively raised before the civil Court by seeking an injunction. A perusal of the paper book further reveals that a civil suit between some of the petitioners and some of the private respondents, is pending, therefore, this Court does not find any reason to invoke the inherent powers under Section 482 Cr.P.C.

The petition is dismissed.

21.12.2020
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	No
Whether reportable	No