

**116 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-M-1869-2021
Date of Decision : 14.01.2021**

Kamlesh

....Petitioner

Versus

State of Haryana and Others

....Respondent

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present : Ms. Alisha Soni, Advocate for the petitioner.

ARVIND SINGH SANGWAN, J. (Oral)

This is a petition filed under Section 482 of Cr.P.C. for directing the respondent Nos. 2 & 3 to take legal action on the representation given by the petitioner, dated 08.09.2020, against respondent Nos. 4 to 9 and investigate the matter through some independent agency or from the officer not below the rank of Superintendent of Police in the interest of justice as per facts and circumstances of this case.

Learned counsel for the petitioner submits that husband of the petitioner has taken some loan amounting to Rs.15,600/- from Moji Ram and later on, Moji Ram got the property transferred in his name on 20.11.1991 and thereafter, it was sold to one Sube Singh, vide sale deed dated 26.05.1993. Thereafter, another sale deed was executed on 14.03.1995 in favour of one Prabhu, but later on, he sold the said property in favour of Anita wife of Satbir.

Learned counsel for the petitioner submits that on 12.01.2015, the husband of the petitioner died and after that aforesaid land was sold to Anju w/o Surrender by Anita.

A perusal of the complaint shows that the land has been sold number of times from 1991 till date and there is no allegation that during the lifetime of the husband of the petitioner i.e. Chand alias Chanderbhan, he has ever

challenged the aforesaid sale deeds before any competent Court of law. The petitioner has now moved a representation on 08.09.2020 that the aforesaid sale deeds are in fact the outcome of fraud.

Considering the fact that aforesaid sale deed was executed way back in 1991, I do not find any *bona fide* in the complaint given at this stage.

Accordingly, this petition is dismissed, with liberty granted to the petitioner to avail her legal remedy before the Civil Court.

14.01.2021

Waseem/Chetan

(ARVIND SINGH SANGWAN)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No