

**CRM-M-17856-2021 (O&M)**

**THROUGH VIDEO CONFERENCE**

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

**CRM-M-17856-2021 (O&M).  
Decided on: July 2, 2021.**

**Surmukh Singh**

**.. Petitioner**

**VERSUS**

**State of Punjab and others**

**.. Respondents**

**\* \* \***

**CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI**

**\* \* \***

**PRESENT      Mr.Harinder Singh Aujla, Advocate,  
for the petitioner.**

**JASGURPREET SINGH PURI, J. (ORAL)**

The present petition has been filed under Section 482 Cr.P.C. for issuance of a direction to respondent Nos.2 and 3 to register FIR against the private respondent and also for protection of life and liberty of the petitioner as the private respondent is continuously threatening the petitioner to implicate him in a false case.

Learned counsel for the petitioner has submitted that the petitioner had made an agreement to sell his land with respondent No.4 and in lieu of that he had received Rs.5 lacs as earnest money but respondent

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No.4 did not honour the agreement to sell and the sale deed was not registered within the time frame and therefore, petitioner had forfeited the earnest money of Rs.5 lacs. He submitted that said forfeiture of earnest money was done in accordance with the terms and conditions of the agreement and therefore, there was no fault of the petitioner. He has further submitted that respondent No.4 has not filed any suit for specific performance against the petitioner. He has submitted that respondent No.4 is threatening the petitioner for giving back the earnest money and therefore, protection of life and liberty has been prayed for.

I have heard the learned counsel for the parties.

A bare perusal of the petition as well as representation (Annexure P-1) purportedly sent to the Senior Superintendent of Police, S.A.S. Nagar, would show that the entire allegations seem to be vague in nature. By simply stating that respondent No.4 is threatening the petitioner, the same would not entitle the petitioner to invoke extraordinary jurisdiction of this Court under Section 482 Cr.P.C. Furthermore, even there is nothing on the record to suggest that purported representation (Annexure P-1) was actually sent to the Senior Superintendent of Police, S.A.S. Nagar or not. There is neither any receipt attached along with the petition nor it has been stated in the petition as to by what mode said representation has been given to the SSP.

On the basis of the arguments raised by the learned counsel for the petitioner as well as from the perusal of the petition and the purported representation, no direction can be issued with regard to the

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protection of life and liberty of the petitioner on the basis of vague allegations. Therefore, the present petition is hereby dismissed.

However, this order will not preclude the petitioner to move appropriate application to the concerned authorities in accordance with law in case there is any genuine and real threat to life from the private respondent.

**July 2, 2021.**  
**raj arora**

**(JASGURPREET SINGH PURI)**  
**JUDGE**

|                             |          |
|-----------------------------|----------|
| Whether speaking / reasoned | Yes / No |
| Whether reportable          | Yes / No |