

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

**Sr. No.108**

**CRM-M-11795 of 2022**

**Date of Decision: 22.03.2022**

Bimla Rani Chahal

.... Petitioner

Versus

State of Punjab and others

... Respondents

**CORAM: HON'BLE MR. JUSTICE SANT PARKASH**

Present: Mr. Sahil Gupta, Advocate for  
Mr. Bhuwan Vats, Advocate  
for the petitioner.

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**SANT PARKASH, J. (ORAL)**

The instant petition has been filed under Section 482 Cr.P.C. seeking issuance of appropriate direction to official respondents No.1 to 3 to decide complaint/representation dated 10.11.2021 (Annexure P-2) and get the investigation conducted by some senior police official or any other independent agency or Economic Offence Wing, Punjab Police.

It is submitted that the petitioner is permanent resident of Canada and the instant petition has been filed through her power of attorney. The husband of the petitioner-Gurdev Singh owned a number of properties in India at his native Village Darapur, Tehsil Phillaur, District Jalandhar and he executed one registered Will dated 10.01.1990, as per which, the property of Gurdev Singh was to be succeeded by his three sons only. The petitioner and her husband went to Canada in the year 1995 and their sons also got settled in Canada. Due to bad conduct of the sons of the petitioner, her husband executed a fresh Will after cancelling the previous Will on 21.06.2021 at Canada in the name of the petitioner, which was attested by Notary and Consulate General of India in Vancouver vide

No.3035 dated 08.07.2021 (Annexure P-1). Unfortunately, the husband of petitioner died on 28.06.2021 in Canada. On 04.08.2021, the petitioner sent her power of attorney to her daughter namely Baljit Kaur residing in India, in order to get the property of her husband registered in her name as per new Will, but the daughter of the petitioner told about this to her brothers i.e. sons of the petitioner. Upon this, the elders sons of the petitioner i.e. respondents No.6 and 7 in connivance with respondent No.8 hatched a criminal conspiracy and filed an application for sanction of mutation in the name of sons of the petitioner on the basis of previous cancelled Will, which was subsequently sanctioned without even taking the affidavit of the legal heirs. Consequently, the petitioner moved a representation/complaint dated 10.11.2021 to respondent No.3 to register an FIR and to hand over the investigation to Economic Offence Wing as the revenue officials are themselves involved in criminal conspiracy with private respondents in manipulation of the record by changing the ownership of the properties on the application of a third person i.e. respondent No.8, but till date, no action has been taken on the same.

Now, the prayer on behalf of the petitioner is that a direction be issued to the official respondents to decide the representation of the petitioner in an expeditious manner.

Notice of motion.

Mr. V.G.Jauhar, Senior Deputy Advocate General, Punjab accepts notice on behalf of respondents No.1 to 5 and has no objection if an appropriate direction be issued for deciding the representation of the petitioner.

In view of the above, the instant petition is disposed of with a direction to respondent No.3–Assistant Director General of Police, NRI Wing, Phase-7, SAS Nagar, Punjab to decide the representation dated 10.11.2021 (Annexure P-2) within a period of one month from the date of receipt of a copy of this order.

Registry is directed to send a copy of this order along with copy of the petition and above said representation to respondent No.3-Assistant Director General of Police, NRI Wing, Phase-7, SAS Nagar, Punjab for requisite compliance within the time period granted by this Court.

**(SANT PARKASH)  
JUDGE**

22.03.2022  
Maninder

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No