

237

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

CRM-M-2383-2018

Date of Decision: September 19, 2022

JEET SINGH**....Petitioner(s)****VERSUS****STATE OF PUNJAB AND OTHERS****....Respondent(s)****CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY**

Present: None for the petitioner.

Mr. Kamalpreet Bawa, AAG, Punjab.

AMAN CHAUDHARY, J.(ORAL)

The present petition has been filed under Section 482 Cr.P.C. for issuance of direction to respondent No.2 to take immediate action for stopping the illegal harvesting of sugar cane crops, which is leased by Gram Panchayat, Koliyana 418 and taking action against the private respondents.

Notice in this case was issued on 19.01.2018 for 14.03.2018, pursuant to which reply dated 23.07.2018 by way of an affidavit of Ravinder Singh, PPS, Deputy Superintendent of Police, Sub Division Mukerian District, Hoshiarpur on behalf of respondent Nos.1 to 3 has been filed.

Learned State counsel relies on the report Annexure R1/T, attached with the said reply. The relevant portion of which reads as thus:-

“The allegation which was made by the applicant Jeet Singh that Piara Masih above said have cut the crop of sugarcane is not proved because the applicant Jeet Singh did not sow sugarcane crop in the area on which he made

allegation of theft of sugarcane crop. The applicant Jeet Singh got recorded in his statement that he took land from the Panchayat Kolyana 418 on 5.6.2017 on lease and had sown sugarcane crop but the sugarcane crop does not grow so quickly. From the inquiry, it is found that the applicant Jeet Singh has not sown sugarcane crop which was alleged to have been cut by Piara Masih above said and neither the applicant Jeet Singh took possession of the land from Panchayat Kolyana in which Pira Masih is alleged to have cut the crop and as such the applicant Jeet Singh is instructed to take the demarcation of the land taken on lease by him by taking along Gram Panchayat with him. If the land in which Piara Masih etc is doing cultivation falls in the land of Gram Panchayat, then he took possession of the same. The application is recommended to be filed.”

In view of the aforesaid, learned State counsel submits that the present petition has been rendered infructuous and may be disposed of as such.

Disposed of as having been rendered infructuous. However, liberty is granted to the petitioner to avail any alternate remedy in accordance with law.

19.09.2022
Sangeeta

(AMAN CHAUDHARY)
JUDGE

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