

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

Sr. No.108

CRM-M-16888 of 2022

Date of Decision: 26.04.2022

Jagjit Singh

.... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SANT PARKASH

Present: Mr. Suresh Singla, Advocate
for the petitioner.

SANT PARKASH, J. (ORAL)

The instant petition has been filed under Section 482 Cr.P.C. seeking issuance of direction to respondents No.2 and 3 to take appropriate legal action against respondents No.4 and 5 for commission of cognizable offences under Sections 409, 465, 466, 468, 416 and 471 IPC and further to decide the representation dated 19.07.2021 (Annexure P-18) moved by the petitioner.

It is submitted a partition suit filed by the present petitioner was instituted on 11.07.2017 and the same was decided on 25.01.2019 by the Court of learned Naib Tehsildar Grade-I, Maur. On account of ex-parte partition proceedings carried out at the instance of partition applicants i.e. respondents No.6 to 16, Instrument of Partition dated 02.04.2019 (Annexure P-1) and thereafter, order of Warrants of Possessions was issued. Learned Sub Divisional Magistrate, Maur vide his letter dated 14.05.2019 (Annexure P-4) sought police help and with regard to the same, letter dated 31.05.2019 (Annexure P-6) was issued by Deputy Commissioner, Bathinda to learned SDM, Maur for further proceedings. On the said letter,

respondent No.4-Sh. Raj Kumar, Junior Assistant (Ahlmad) at the office of

SDM, Maur appended his own signatures and by using the stamp of SDM, Maur, forwarded the same to learned Tehsildar, Maur for taking action. While referring to the said letter dated 31.05.2019 (Annexure P-6), respondent No.5-Karam Chand, Reader to Tehsildar, Maur vide his letter dated 04.06.2019 (Annexure P-8) appended his own signatures and forwarded the same to Jagdeep Singh, Kanungo for further action. Vide response to the RTIs filed by the petitioner, he came to know that respondents No.4 and 5 had no authority to append their signatures on the aforesaid letters. Consequently, the petitioner moved a representation dated 19.07.2021 (Annexure P18) to Senior Superintendent of Police, Bathinda for the investigation of the matter, 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 restricted to official respondents No.1 to 3 only at this stage.

Mr. Tanvir Joshi, Assistant Advocate General, Punjab accepts notice on behalf of respondents No.1 to 3 and has no objection if an appropriate direction be issued for deciding the representation of the petitioner.

In view of the above, the instant criminal writ petition is disposed of with a direction to respondent No.2-Senior Superintendent of Police, Bathinda to decide the representation dated 19.07.2021 (Annexure P-18) 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.2-Senior Superintendent of Police, Bathinda for requisite compliance within the time period granted by this Court.

**(SANT PARKASH)
JUDGE**

26.04.2022
Maninder

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