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

CRM-M-33716-2018

Date of Decision: September 16, 2022

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

Present: Ms. Gurkanwal Kaur, Advocate for
Mr. Deepak, Advocate
for the petitioner.

Mr. M.S. Atwal, AAG, Punjab.

AMAN CHAUDHARY, J.(ORAL)

The present petition has been filed under Section 482 Cr.P.C. for issuance of appropriate directions to respondent Nos.2 and 3 for registration of criminal case under Sections 323, 324, 452 IPC against respondent Nos.4 to 8 for trespassing in the land property of the petitioner as well as for inflicting injuries.

Notice of motion was issued on 17.08.2018, pursuant to which reply by way of affidavit dated 24.10.2018 of Dev Dutt, PPS, Deputy Superintendent of Police, City Gurdaspur on behalf of respondent Nos.1 to 3 has been filed.

Learned State counsel refers to para-2 of the preliminary submissions, which reads as thus:-

“2. That the petitioner has filed an application dated 02.02.2018 in the office of the District Police Office,

Gurdaspur against respondent No. 7 for illegal. possession. The inquiry of said application was got conducted by SHO Police Station Sadar Gurdaspur as well as the then Deputy Superintendent of Police, City Gurdaspur. During the inquiry, it was revealed that Kashmir Singh (petitioner) has shown weat crop on the disputed land and second party Harbans Singh (respondent No.7) who says this land belongs to him has shown Barseen crop in it, whereas the applicant says that land on which Barseen is shown, he is owner of that land. Both the parties say that this land belongs to them. Both the parties in their statements have stated that the demarcation of the land may be done and to which the land will belong, that decision will be acceptable to both the parties. It is directed to both the parties that till the demarcation is not done, till then both the parties will keep possession on their respective lands. The Inquiry Officer, a letter has been issued to Tehsildar regarding demarcation of that land. There is no need to take further action on the application. As per the recommendation of Inquiry Officer, the said complaint was filed by the then SSP/Gurdaspur on 17.03.2018. The true translation copy of inquiry report is attached herewith as Annexure R-I/T.”

In view of the aforesaid, learned State counsel submits that the petition has been rendered infructuous.

Learned counsel for the petitioner affirms the aforesaid factum.

Disposed of as having been rendered infructuous.

16.09.2022

Sangeeta

**(AMAN CHAUDHARY)
JUDGE**

Whether reasoned/speaking: Yes/No

Whether reportable: Yes/No