

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

CRM-M-29173-2019

Date of decision : 28.10.2022

Karam Singh

..... Petitioner

versus

State of Punjab and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE PANKAJ JAIN

Present: None for the petitioner.

Mr. Sarabjit Singh Cheema, DAG, Punjab.

Ms. Gurnam Kaur Turka, Advocate
for respondents No.4 to 12.

PANKAJ JAIN, J. (Oral)

As per the reply filed on behalf of the State, it has been submitted as under:-

“xx xx xx

5. That after thorough enquiry ASI Major Singh submitted his report with the conclusion that Saroop Singh son of Khaniya were five brothers out of which Bachna Ram, Rachna Ram and Amar Singh have already expired. However Saroop Singh and Shamsher Singh are alive. Houses of Saroop Singh and Bachna Ram are situated in front of each other. After the death of Bachna Ram his son Kirpal Singh alias Pappu is residing in that house and is in possession of the same, even the marriage of Kirpal Singh was solemnized in the same house. During the enquiry, the allegations leveled by Karam Singh (petitioner) in his representation that illegal possession of house in question, two buffalos, one grass cutting machine, 4 feet Garder (Iron pillar) and 4-5 Iron sheets etc. were taken into possession by private respondents are found to be false. Moreover, in the application filed by petitioner on 23.06.2019 to Station House Officer, Police Station Sanour, District Patiala, he

is silent regarding the theft of above mentioned articles. From the secret and open enquiry, it came to light that no truth was found in the allegations leveled by Karam Singh (petitioner) in his representation regarding illegal possession of his house by Kirpal Singh and others hence enquiry officer recommended to consigned the complaint to record room. True Translated copy of report submitted by ASI Major Singh and common statement recorded by ASI Major Singh are annexed herewith as Annexure R-1/T and Annexure R-2/T respectively.

6. That the report of ASI Major Singh was agreed upon by Station House Officer, Police Station Sanour, as well as Deputy Superintendent of Police (Rural) Patiala. The same was put before the deponent and after examining the facts and circumstances and going through the report, the deponent also agreed with the same and the same has been consigned to record room vide No.454/RC dated 08.01.2020.”

2. In view of the stand taken by the State, nothing survives at the hands of this Court to adjudicate. However, the petitioner shall be at liberty to avail his remedies in accordance with law.

3. Consequently, the present petition stands disposed off with liberty aforesaid.

(PANKAJ JAIN)
JUDGE

28.10.2022

Dinesh

Whether speaking/reasoned : Yes

Whether Reportable : No