

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

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**CRWP-10565-2021 (O&M)
Date of Decision: 26.05.2022**

PRINCE AND ANOTHER

... Petitioners

Versus

STATE OF PUNJAB & OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: Mr. Aman Deep Singh Rai, Advocate
for the petitioners.

Mr. Karanbir Singh, AAG, Punjab.

Mr. Munish Raj Chaudhary, Advocate
for the respondent No.7.

VINOD S. BHARDWAJ, J. (ORAL)

The present petition has been filed has been filed by the petitioners invoking the power vested upon this Court under Article 226 of the Constitution of India for issuance of a writ in the nature of Mandamus directing the respondents no.2 to 6 to protect the life and liberty of the petitioners at the hands of private respondents, who are alleged to be harassing the petitioners.

Reply on behalf of the official respondents has already been filed by the DSP, Sub Division Lehra, District Sangrur. The relevant extract of the same is reproduced herein below:

“Apart from the facts stated above, it is also pertinent to mention here that an application No.1300/Dasti dated 8.10.2021 was filed by Nirmal Singh son of Gurtej Singh resident of Khokhar Khurd in P.S. Lehra against Prince son of Narinder Singh and Navjot Singh @ Gollu son of

Narinder Singh residents of village Chaswal P.S. Bhadson District Patiala for enquiry regarding the transaction of money of price of the combine which was marked by the SHO/P.S. Lehra for enquiry to ASI Sukha Singh 1421/SGR P.S. Lehra. During the enquiry of that application both the parties had joined the enquiry proceedings and a compromise was effected between the parties by the respectable persons. After the compromise, now the applicant party Prince and Navjot Singh have made allegations of effecting the compromise under threat, there is no truthfulness in the same. The dispute is regarding the transaction of money.

The answering deponent submitted a fact finding report vide No.672/5P/D.S.P. Lehra dated 21.04.2022 that on the basis of facts emerged during the inquiry no action is required to be taken by the local police on the application/representation and the application was recommended to be consigned to the record. After agreeing with the said report, the matter has been seen and filed by the SSP Sangrur on 27.04.2022. True translated copy of inquiry report is annexed as Annexure R-1/T.

5. That as per the detailed facts, the matter was found to be money transactions between both the parties of the price of a combine and no substance was found in the allegations levelled by the petitioners/applicants against the private persons mentioned at serial No.1 to 5 and 2 Police officials mentioned at serial No.6 and 7 i.e. Inspector Vijay Kumar S.H.O., P.S., Lehra and Sukha Singh A.S.I. P.S., Lehra respectively, in their representation (Annexure P-7). In view of the above, the present petition is liable to be dismissed qua respondents No.1, 2 and 4 being devoid of merits.”

Mr. Munish Raj Chaudhary, Advocate has appeared on behalf

of the respondent No.7 and submits that representation concerning the

grievances espoused in the present petition has already been filed by the petitioner before the official respondents and that he has no objection in case the said representation submitted by the petitioners is permitted to be examined by the official respondents and a decision is taken thereupon. The said proposal of the private respondents is agreed to by the learned counsel for the petitioner.

In view of the said consensus, the present petition is disposed of with liberty to the parties to appear before the Senior Superintendent of Police, Patiala for raising their grievances.

In the event of filing any representation or appearance of the parties, the Senior Superintendent of Police, Patiala shall look into the same and pass an appropriate speaking order in accordance with law.

Accordingly, the petition stands disposed of in terms of the agreement arrived at between the parties.

Other misc. application(s), if any, also stand(s) disposed of.

(VINOD S. BHARDWAJ)
JUDGE

26.05.2022
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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No