

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

215(1)

1. CRWP-10554-2020(O&M)
Date of Order: 19.01.2022

PARGAT SINGH

..Petitioner

Versus

STATE OF PUNJAB AND OTHERS

..Respondents

2. CRM-M-36248-2021

PARGAT SINGH

..Petitioner

Versus

STATE OF PUNJAB AND OTHERS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Veneet Sharma, Advocate
for the petitioner.

Mr. H.S. Sullar, DAG, Punjab.

Mr. Saurav Bhatia, Advocate
for respondent(s).

Mr. Satwant Singh Rangi, Advocate
for respondent No.5, 7 & 8.

ANIL KSHETARPAL, J(Oral)

The hearing of the case is being held through video conferencing on account of restricted functioning of the Courts.

This order shall dispose of CRWP-10554-2020 and CRM-M-36248-2021. In Criminal Writ Petition filed under Article 226 and 227 of the Constitution of India, the petitioner prays for protecting his life and liberty. He further prays that respondent No.3 and 4 be directed not to harass the petitioner.

On 17.12.2020, the following order was passed:-

“Heard through video conferencing.

Learned counsel for the petitioner would contend

that respondent Nos.5, 7 and 8 entered into an agreement to sell dated 25.08.2020 in favour of the petitioner. Pursuant to the agreement to sell, almost the entire sale consideration was paid by way of bank draft and bank transfers totalling Rs.29,81,000/-. However, before the last date of execution of sale deed, the respondent Nos.5, 7 and 8 sold the land in favour of respondent No.6 vide sale deed dated 23.09.2020. The learned counsel would further contend that a civil suit has already been filed by the petitioner herein qua the same. The further contention of the learned counsel for the petitioner is that because of the filing of the civil suit by the petitioner, the petitioner is being threatened by respondent No.3 and is further being pressurized to withdraw the civil suit.

Notice of motion.

On the asking of the Court, Mr. V.G. Jauhar, Senior Deputy Advocate General, Punjab has joined the session through video conferencing and accepts notice on behalf of respondent Nos.1 to 4.

Let notice be issued to the remaining respondents returnable 14.01.2021.

Learned State counsel to file a status-report in the meantime.”

A status report has been filed by the Deputy Superintendent of Police, Sub-Division Patti, District Tarn Tarn. It has been stated that the dispute between the parties is of purely civil nature and the matter is already pending before the Civil Court for 24.03.2022.

In the second petition i.e. CRM-M-36248-2021, the petitioner prays for direction to the respondent to protect his life and liberty as he has suffered a gun shot injury and also to take action in terms of Section 154(3) Cr.P.C.

Mr. H.S. Sullar, Deputy Advocate General, Punjab, learned counsel representing the State of Punjab, has stated that a DDR has been registered on 02.08.2021 to the effect that the gun shot injury has been faked by the petitioner and in fact no injury was suffered by any of the party.

Keeping in view the aforesaid facts, the petitions are disposed

of with liberty to the petitioner to avail an alternative remedy.

All the pending miscellaneous applications, if any, are also disposed of.

January 19, 2022
Ay/Chetan

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No