

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

CRM-M-54115-2021

Date of decision : 27.04.2022

HARWINDER SINGH

... Petitioner

Versus

STATE OF PUNJAB AND ORS

...Respondent

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: Mr. S.S. Khaira, Advocate for the petitioner.

Mr. Sidakmeet Singh Sandhu, DAG, Punjab.

JASJIT SINGH BEDI, J. (ORAL)

The prayer in the present petition is for the issuance of appropriate directions to respondent Nos.2 to 4 to investigate the various complaints made by the petitioner vide representations dated 02.07.2021 (P-3), 22.07.2021 (P-4), 14.08.2021 (P-5), 30.09.2021 (P-6) and 05.10.2021 (P-7). A further prayer has been made for issuance of directions to respondent Nos.2 to 4 to protect the life and liberty of the petitioner and his family who apprehends danger at the hands of respondent Nos.5 to 13.

On 23.01.2021, notice of motion was issued and in response to the said notice, a reply dated 04.02.2022 has been submitted by the learned State counsel.

As per the said reply, the S.H.O. Qila Lal Singh through ASI Iqbal Singh had summoned both the parties to get their statements recorded regarding the allegations of the petitioner made in the above-said complaint/representation but the petitioner in spite of summoning did not appear before the Enquiry Officer as the petitioner wanted to get the matter enquired by a Gazetted Officer.

Pursuant thereto, based on another representation, Senior Superintendent of Police, Batala entrusted all the complaints/representations to the then Deputy Superintendent of Police, Fatehgarh Churian, who again summoned both the parties. The Enquiry Officer found that there is a Church of the Christian community situated in the common land of village Rikhia and the petitioner forcibly wants to keep the equipment of a gym in the Church, which was objected to by the Christian community. As per the Enquiry Officer, the petitioner has agreed not to keep the equipments in the Church. The other allegations of the complainant-petitioner were found to be false and the enquiry report has been seen and filed by the then Senior Superintendent of Police, Batala.

It has also been mentioned in the reply that though the petitioner is not facing any threat to his life and liberty yet S.H.O. Police Station, Qila Lal Singh has been given directions to ensure the protection of life and liberty of the petitioner.

Further, the Christian and the Majbi Sikh community have decided to use the land in dispute for religious purposes only and will pursue the civil suits pending in the Court of the Civil Judge (Jr. Division), Batala regarding the common land of Panchayat and their entitlement.

In view of the above, since the matter is sub judice before the Civil Court, no further orders are required to be passed by this Court.

Disposed of.

27.04.2022

JITESH

(JASJIT SINGH BEDI)
JUDGE

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No