

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CRM-M-54340-2022
Date of decision : 06.12.2022

Rajinder Pal Singh and another

... Petitioners

Versus

State of Punjab and another

... Respondents

CORAM: HON'BLE MR.JUSTICE VIKAS BAHL

Present: Mr.Gautam Dutt, Advocate
for the petitioners.

Mr.Iqbal S.Mann, DAG, Punjab.

VIKAS BAHL, J.(ORAL)

This is a first petition under Section 482 Cr.P.C. for quashing of FIR no.319 dated 18.11.2020 registered under Section 420 IPC at Police Station Civil Lines, Patiala and all the subsequent proceedings arising out therefrom.

On 22.11.2022, this Court was pleased to pass the following order:-

“Inter alia contends that one Gurcharan Kaur wife of Sukhdev Singh was the owner and in possession of the property in question and Ranjeeta Syngle wife of respondent no.2 had purchased land measuring 191 square yards through registered sale deed no.7153 dated 09.12.1994 and said Ranjeeta Syngle also purchased land measuring land 191.33 square yards through another registered sale deed no.4972 dated 13.09.1994 and even respondent no.2 had purchased land measuring 190 2/3rd square yards vide registered sale deed no.7755 dated 20.12.1994 and another piece of land measuring 191.33 square yards vide registered sale deed no.5028 dated 15.09.1994. It is submitted that Ranjeeta Syngle sold the said land measuring 190 2/3rd square

yards to one Ajit Singh vide registered sale deed dated 11.12.1998 and respondent no.2 along with his wife Ranjeeta Syngle sold land measuring 381.6 square yards to the present petitioners through registered sale deed dated 22.05.2003 and respondent no.2 through his special power of attorney Jagjit Singh sold the land measuring 191.33 square yards to the petitioner no.2 through sale deed dated 6.07.2004. It is further submitted that petitioners had further sold the property to Bhupinder Singh and others vide registered sale deed dated 03.02.2005. It is stated that Ranjeeta Syngle, who is the wife of respondent no.2, had filed two civil suits, one is civil suit no.143-T dated 08.05.2006 in which the challenge was made to the sale deed dated 22.05.2003 in favour of petitioners and also to the sale deed dated 6.07.2004 and other sale deeds and another civil suit for permanent injunction has been filed and in both the civil suits, the present petitioners were impleaded as defendants. It is further stated that the said civil suits were dismissed vide judgment dated 04.08.2014 passed by Civil Judge (Junior Division) Patiala and the sale deed executed in favour of the present petitioners was upheld. It is submitted that the appeal filed against the said judgment was dismissed in default vide order dated 19.12.2017 and after having lost in the civil proceedings, after a period of more than 17 years, the husband of Ranjeeta Syngle i.e. Deepak (respondent no.2) has got the present FIR registered under Section 420 IPC by alleging that sale deeds executed in favour of the petitioners are illegal and forged. It is submitted that the present case is a classic case of abuse of process of Court.

Notice of motion for 06.12.2022.

Notice regarding stay. To be taken up at 03:45 PM.

November 22, 2022.”

Learned State counsel has filed a status report by way of affidavit of Sanjeev Singla, P.P.S., Deputy Superintendent of Police, City-I, Patiala, District Patiala, on behalf of respondent no.1 and has stated that in the present case, the cancellation report has been prepared which has been finalised and accepted by the Senior Superintendent of Police, Patiala and has also found that the matter is of civil nature. It is submitted that every

expeditiously as possible and preferably within a period of 4 weeks from today.

Learned counsel for the petitioner has submitted that in view of the said reply, the present petition has been rendered infructuous at this stage.

In view of the above, the present petition is disposed of as having been rendered infructuous, at this stage.

(VIKAS BAHL)
JUDGE

December 06, 2022
Davinder Kumar

Whether speaking / reasoned	Yes/No
Whether reportable	Yes/No