

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

Sr. No. 205 (1)

CWP No.14324 of 2020 (O&M)

Date of decision : 18.04.2023

Alamjit Singh Mann

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

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

Mr. J. S. Mehndiratta, Addl. A. G., Punjab.

Mr. A.D.S. Jattana, Advocate for respondent No.4.

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DEEPAK SIBAL, J. (Oral)

(1) Through the present petition the petitioner seeks quashing of order dated 03.09.2020 passed by the Sub Divisional Magistrate, Derabassi, District SAS Nagar (Mohali) whereby provisions of Section 145(1) Cr.P.C. have been invoked on land jointly owned by the petitioner and respondent No.4. Also under challenge is the Calendra dated 02.07.2020 issued by the concerned Station House Officer on the basis whereof the aforesaid order has been passed.

(2) It is not disputed that the impugned proceedings were initiated at the behest of respondent No.4 who apprehended breach of peace in the claim/counter claim for possession over the land in question by the petitioner and respondent No.4.

(3) Admittedly, respondent No.4 has transferred its entire share and handover possession thereof to the petitioner.

(4) In the light of the above, the basis of the initiation of the impugned proceedings no longer exists and therefore the impugned orders are ordered to be quashed.

Disposed of.

18.04.2023

sunil yadav

**(DEEPAK SIBAL)
JUDGE**

Whether speaking/reasoned : Yes / No

Whether reportable : Yes / No