

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

CRWP- 9074-2020

Date of Decision:15.09.2023

Karamjit Kaur

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ALOK JAIN

Present:- Mr. Keshav Pratap Singh, Advocate and
Mr. Rajat Singh, Advocate for the petitioner.

Mr. Kamalpreet Bawa, AAG, Punjab.

Mr. G.N. Malik, Advocate for respondent No.5.

Mr. Manipal S. Yadav, Advocate for
Mr. Sunny K. Singla, Advocate for respondents No.6 and 7.

ALOK JAIN J.(Oral)

1. Present petition has been filed under Article 226/ 227 of the Constitution of India read with Section 482 Cr.P.C. for issuance of an appropriate directions to the respondents to protect the life, liberty and property of the petitioners at the hands of the respondents No.5 to 7.

2. It is submitted by learned counsel for the petitioners that a civil litigation has already culminated and they are in possession of the suit property, however respondent No..5 is stated to be misusing his official position to dispossess them.

3. Per contra learned State counsel as well as learned counsel for respondent No.5 have submitted that the said averments is vague and evasive as

respondent No.5 is no-longer posted in the said police station since 14.08.2020 and hence there is no occasion for him to interfere in the same.

4. I have heard learned counsel for the parties and have gone through the record.

5. All the counsel are *ad idem* that the dispute, apparently is civil in nature however the ends of justice would be met if respondent No.5 is restrained from interfering in the said civil litigation between the private parties i.e. the petitioner as well as respondents No.6 and 7.

6. In light of the fact that the respondent No.5 is no longer posted in the said Police Station, no orders are required. However, it is expected from respondent No.5 that he shall not misuse his official post for any personal agenda, being an officer in force

7. It is made clear that the filing of this petition or any orders passed herein shall not be taken as an alibi or ground for defence by either of the parties to pursue their civil remedies.

8. In view of the above observations, the present petition is disposed of.

(ALOK JAIN)
JUDGE

15.09.2023

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No