

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

CRM-M No.56813 of 2023 (O&M)

Date of Decision:16.11.2023

Gurdev Singh and another

... Petitioners

Versus

State of Punjab and others

... Respondents

CORAM : HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Mr. Aayush Gupta, Advocate
for the petitioners.

HARPREET SINGH BRAR, J. (ORAL)

1. The present petition has been filed by the petitioners under Section 482 Cr.P.C. for issuance of direction to the official respondent No.4 not to unnecessarily harass the petitioners at the instance of the private respondents.

2. Learned counsel appearing for the petitioners *inter alia* contends that petitioner No.2 has purchased land measuring 72 kanals in village Rajjowal, Tehsil and District Ludhiana from Iqbal Singh and others vide sale deed dated 26.03.2013. Thereafter, petitioner No.2 vide agreement to sell dated 30.03.2022 sold the aforementioned property to the private respondents, which was to be executed on or before 10.01.2023. The time for registration of sale deed was extended upto 27.01.2023 and even after extension, private respondents did not come forward for registration of the sale deed. As such, petitioner No.2 filed a civil suit for declaration on 04.10.2023, which is pending adjudication before the court of learned Civil Judge, Senior Division, Ludhiana. The petitioners have made a representation dated 01.08.2023 (Annexure P-5) to respondents No.2 and

3 by raising grievance that the dispute between the petitioners and the private respondents is purely of civil nature and the local jurisdictional police is harassing the petitioners at the instance of private respondents.

3. Notice of motion.

4. On asking of the Court, Ms. Navreet Kaur Barnala, AAG, Punjab, who is present in Court, accepts notice for the official respondents and on instructions from ASI Raj Kumar, at the outset, informs this Court that pursuant to filing representation (Annexure P-5) by the petitioners, respondent No.4 is looking into the matter.

5. In rebuttal, learned counsel for the petitioners submits that grievance of the petitioners is against respondent No.4 as he is not taking effective steps to protect the life and liberty of the petitioners rather harassment is being meted out to them at the behest of private respondents by respondent No.4 itself.

6. I have heard learned counsel for the parties and perused the record of the case with their able assistance.

7. Keeping in view the aforesaid facts and circumstances, the instant petition is disposed of with a direction to respondent No.3 to look into the representation (Annexures P-5) submitted by the petitioners within a period of one week from the date of receipt of certified copy of this order and take necessary steps, if there is any threat to their life and liberty, in accordance with law. It is made clear that this order shall not be taken to protect the petitioners from legal action for violation of law, if any committed by them.

(HARPREET SINGH BRAR)
JUDGE

November 16, 2023

Pankaj*

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No