

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

CRWP-4427-2024

DECIDED ON: 15.05.2024

BALKAR SINGH

.....PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. V.P. Singh Rathore, Advocate
for the petitioner.

SANDEEP MOUDGIL, J (ORAL)

This is a petition under Article 226/227 of the Constitution of India for issuance of a direction to respondent authorities to protect the life and liberty of the petitioner who is being regularly harassed by the private respondents and being summoned for the same complaint fourth time, particularly when the earlier three false complaints by respondent No.5 have already been consigned to record after detailed investigation (Annexures P-2 & P-3) and further prayer that since time and again the petitioner is being unnecessarily called by the respondent authorities for multiple enquiries, the genuine grievance of the petitioner be addressed at the earliest, particularly when the private respondents and their men have threatened to eliminate the petitioner who has already moved a representation before respondent No.2 (Annexure P-4).

Learned counsel for the petitioner submits that the elder brother of the petitioner executed a Will in the year 2015 of 17 kanal of land in favour of the petitioner and on that account, respondent No.5 (wife of elder

brother of the petitioner) along with certain bad elements got the brother of the petitioner killed. He further submits that the petitioner had also filed a suit for declaration bearing Civil Suit No.933 of 2022 titled as “Balkar Singh versus Paramjit Kaur and others” for declaring him as the rightful owner of 17 kanal of land wherein stay has been granted in is favour vide order dated 03.08.2022 which is continuing till date. Thereafter, respondent No.5 consecutively filed frivolous complaints against the petitioner in the office of respondent No.2 wherein every time after the investigation report, the dispute between the complainant i.e. respondent No.5 and the petitioner was found to be of civil nature.

He submits that the petitioner will be satisfied in case a direction be issued to respondent No.2 to look into the representation dated 04.05.2024 (Annexure P-4), within a time bound manner.

Without adverting to the merits of the case and in view of the submissions made by learned counsel for the petitioner, the present petition is disposed of with a direction to respondent No.2 to look into the representation dated 04.05.2024 (Annexure P-4) and decide the same in accordance with law by passing a speaking order after associating the petitioner and providing him personal hearing within a period of four weeks from the date of receipt of the certified copy of this order.

(SANDEEP MOUDGIL)
JUDGE

15.05.2024

Poonam Negi

Whether speaking/reasoned

Yes/No

Whether reportable

Yes/No