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

CRM-M-61844-2024

Date of decision: 15.01.2025

Raminder Singh Kohli

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARPREET SINGH BRAR

Present: Dr. Deepak Jindal, Advocate
for the petitioner.

Mr. Subhash Godara, Addl.A.G., Punjab with
Mr. M.S. Longia, Addl.A.G., Punjab.

HARPREET SINGH BRAR, J. (ORAL)

The present petition has been filed under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for issuance of directions to respondents No.1 to 4 for registering FIR under appropriate provisions of laws against respondents No.5 & 6 for encroaching the plot of the petitioner by constructing a wall in front of the plot and not removing it despite many oral and written requests/representations to remove the wall.

Learned counsel for the petitioner *inter alia* contends that the petitioner is the resident of USA and comes to India after brief intervals. The petitioner from his reliable sources has come to know that on the directions of respondents No.5 & 6, encroachment has been done on his plot by constructing a wall there and not removing it despite many oral and written requests/representations to remove the wall, although, entire consideration amount *qua* the plot has been paid to respondent No.5 by the petitioner and now nothing remains to be paid. It is further submitted that the petitioner has

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made various complaints regarding it in the office of respondent No.5 and also requested respondent No.6 i.e. the Managing Director of respondent No.5 and requested to remove the wall constructed on the plot but nothing has been done so far. Thereafter, the petitioner has made a representation (Annexure P-3) to the police authorities but no action has been taken so far.

Learned counsel for the petitioner further submits that the petitioner would be satisfied in case a direction is issued to respondent No.2 to consider and decide the representation (Annexure P-3) submitted by the petitioner in a time bound manner.

Notice of motion to the official respondents only.

Mr. Subhash Godara, Addl.A.G., Punjab, puts in appearance and accepts notice on behalf of the official respondents-State and copy of the petition has been supplied in the Court.

Keeping in view the prayer made by the petitioner and without commenting anything on the merits of the case, the present petition is disposed of with a direction to respondent No.2 to consider and decide the representation (Annexure P-3) submitted by the petitioner and take appropriate steps including grant of any protection to the petitioner in view of the apprehension, if any, within a period of four weeks from the date of receipt of certified copy of this order, in accordance with law.

(HARPREET SINGH BRAR)
JUDGE

15.01.2025*Neha*

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