

CRM-M-14857-2023 (O&M)  
CRM-M-15098-2023 (O&M)  
CRM-M-59377-2023 (O&M)  
CRM-M-18374-2024 (O&M) and  
CRWP-2741-2023.

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IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

245

2025:PHHC:114643



Date of decision: 27.08.2025.

(1)

CRM-M-14857-2023 (O&M)

NAVSHARAN KAUR

...Petitioner(s)

VERSUS

STATE OF PUNJAB AND OTHERS

...Respondent(s)

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(2)

CRM-M-15098-2023 (O&M)

JASVINDER SINGH

...Petitioner(s)

VERSUS

STATE OF PUNJAB

...Respondent(s)

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(3)

CRM-M-59377-2023 (O&M)

JASVINDER SINGH AND OTHERS

...Petitioner(s)

VERSUS

STATE OF PUNJAB AND ANOTHER

...Respondent(s)

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(4)

CRM-M-18374-2024 (O&M)

ONKAR SINGH AND ANOTHER

...Petitioner(s)

VERSUS

STATE OF PUNJAB AND ANOTHER

...Respondent(s)

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(5)

CRWP-2741-2023 (O&M)

RAJ KUMAR

...Petitioner(s)

VERSUS

STATE OF PUNJAB AND OTHERS

...Respondent(s)

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**CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ**

Present : Mr. R.S. Chahal, Advocate,  
for the petitioner(s) in CRM-M-15098-2023 and  
CRM-M-59377-2023.

Mr. Ashok Giri, Advocate,  
for the petitioner(s) in CRM-M-18374-2024.

None for the petitioners in CRM-M-14857-2023 and  
CRWP-2741-2023.

Mr. I.P.S. Sabharwal, DAG, Punjab.

**VINOD S. BHARDWAJ, J. (Oral)**

Above mentioned batch of five petitions are being decided by a  
common order.

CRM-M-14857-2023 has been filed by Navsharan Kaur for  
seeking directions to the official respondents to transfer investigation of FIR  
bearing No.0022 dated 11.02.2023, under Sections 452, 336 and 120-B of  
the Indian Penal Code, 1860, and Sections 25 and 27 of the Arms Act, 1959,  
registered at Police Station Adampur, District Jalandhar (Rural) from  
respondent No.5 to some senior police officer not below the rank of  
Superintendent of Police/Deputy Superintendent of Police; CRM-M-15098-  
2023 has been filed by Jasvinder Singh seeking identical relief of transfer of  
investigation to some senior officer in the Indian Police Service (IPS) Cadre;  
CRM-M-18374-2024 has been filed by Onkar Singh and Anoop Singh Nijjer  
against Navsharan Kaur (petitioner in CRM-M-14857-2023) for seeking  
quashing of the aforesaid FIR and all the subsequent proceedings arising

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therefrom on the ground that the same are an abuse of process of law; CRM-M-59377-2023 has been preferred by Jasvinder Singh, Harvinder Singh and Pritpal Singh Nahal against Navsharan Kaur (petitioner in CRM-M-14857-2023) seeking quashing of the aforesaid FIR i.e. a relief identical to the relief prayed for in the matter of Onkar Singh and Anoop Singh Nijjer in CRM-M-18374-2024; and CRWP-2741-2023 has been filed by Raj Kumar seeking protection from Onkar Singh and Anoop Singh (petitioners in CRM-M-18374-2024) arising out of the same FIR and on account of inter-linked facts, all these petitions have been tagged together and are thus being decided.

Briefly, the facts of the case are that Navsharan Kaur claims that she is a widow and has two sons. The elder son is living abroad in Canada while the younger son is admitted in drug de-addiction centre and was thus dependent upon her and was being taken care of by her and Raj Kumar, her domestic servant-petitioner in CRWP-2741-2023. A dispute with respect to the property arose between the relatives of the petitioner who are NRIs and Onkar Singh and Anoop Singh (respondents No.7 and 8 respectively). It is alleged that the CIA Incharge posted at Kapurthala was an ally to respondents No.7 and 8 and that the petitioner was being harassed by him at their instance. It has been further alleged that in order to grab the agricultural land of the petitioner, the accused Onkar Singh and Anoop Singh set ablaze the sugarcane crop sown in about six acres of land and that even extended a threat to eliminate the petitioner. Consequently, CRWP-

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5294-2022 was filed by the petitioner seeking protection of her life and liberty.

During the pendency of the aforesaid criminal writ petition, on the intervening night of 10<sup>th</sup>/11<sup>th</sup> February 2023, certain persons entered the house of Navsharan Kaur by scaling the wall and opened fire and vandalized the house. Hence, FIR No.22 dated 11.02.2023, under Sections 452, 336 and 120-B of the IPC along with Section 25 and 27 of the Arms Act, 1959, was registered at Police Station Adampur, District Jalandhar (Rural). Despite the fact that as per the version of the petitioner-complainant in the FIR, offences of trespass and firing of indiscriminate shots were made out, Sections 294, 307, 458 and 427 of the IPC were not incorporated in the FIR. Aggrieved of the same, a representation was submitted by the petitioner to the Senior Superintendent of Police, Jalandhar (Rural) mentioning the names of the then CIA Incharge and seeking a fair and impartial investigation in the aforesaid FIR and also incorporation of Sections 294, 307, 458 and 427 IPC in the FIR. It is further alleged that police officials posted then at Police Station Adampur had brutally beaten her domestic servant Raj Kumar (petitioner in CRWP-2741-2023) and he was threatened to change his statement and disaffirm as an eye witness. Hence, the present petition had been filed.

The suspects-accused persons namely Onkar Singh and others have filed a separate petition wherein they have pleaded that Navsharan Kaur had been illegally occupying the land in dispute measuring 40 kanals

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which had been purchased by them vide three separate sale deeds executed in their favour. A civil suit had also been filed by Navsharan Kaur for permanent injunction restraining them and their associates from interfering in the peaceful possession in which an application for ad interim injunction under Order 39 Rules 1 and 2 of the Code of Civil Procedure, 1908 had been dismissed by the Civil Court vide order dated 31.05.2022. It was thereafter that the false complaint implicating them in the said FIR had been submitted. It was stated that the police has thoroughly inquired into the incident and filed a status report in CRWP-5294-2022 and had concluded that the FIR in question had been lodged by Navsharan Kaur with ulterior motive and to harass Onkar Singh and Anoop Singh, having failed to secure an interim injunction in the pending civil suit. Consequently, they filed their respective petitions for transfer of the investigation of the case to some other agency and also for seeking quashing of the FIR in the alternative.

Learned State counsel, on the other hand, refers to the status report that had been filed and contends that a detailed inquiry has already been conducted into the matter. On investigation, the following points were noticed: -

- (i) Mobile tower location of none of the persons was traced near the place of occurrence;
- (ii) There is no evidence to verify that any person had come to the place of occurrence nor the participation of any of them has been evident;

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- (iii) Bhan Singh father of Navsharan Kaur had transferred 40 kanals and 10 marlas of land in favour of his wife Baljeet Kaur on 16.09.1999 which was sold by her on 15.04.2009 to Baljinder Singh who further sold the land to Jaswinder Singh. Tarantej Singh, husband of the Navsharan Kaur, was a witness to the aforesaid sale deed.
- (iv) Jasvinder Singh thereafter took possession of the land and handed over the same for cultivation to Tarantej Singh but as the lease rent was not paid, hence, Jasvinder Singh sold the land further to Onkar Singh. Tarantej Singh, husband of Navsharan Kaur, assured that he shall hand over possession to Onkar Singh after cultivation of the standing crop. Thereafter, Onkar Singh filed a petition for sanction of mutation in his favour but Navsharan Kaur filed the civil suit. It was also noticed that litigation before Revenue Courts as well as Civil Courts is pending between the parties and as per the investigation Navsharan Kaur or her husband Tarantej Singh (since deceased) had no ownership or title on the said land.
- (v) It was also noticed by Inquiry Officer that two FIRs were registered at the instance of Navsharan Kaur and that cancellation reports had already been submitted therein and cancellation report in FIR No.72 of 2022 had already

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been accepted by the Court.

- (vi) An untraced report was accordingly submitted by the authorities before the Court.

Learned State counsel further submits that the said investigation has been verified by the SSP of the District and no lapse has been noticed.

In view of the aforesaid facts which are no more in dispute, it is ordered as under: -

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| CRM-M-14857-2023 | The present petition is disposed of at this stage with liberty to the petitioner to furnish any other evidence, if so desired, and/or to take recourse to the alternative remedies in accordance with law.   |
| CRM-M-15098-2023 | The instant petition has been filed by Jasvinder Singh for seeking transfer of investigation to some senior officer in the Indian Police Service (IPS) Cadre, however, in the light of the fact that the Investigating Agency had not found the involvement of the petitioner in the present case and has submitted an |

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|                  | untraced report, the same is disposed of as not pressed at this stage.  |
| CRM-M-18374-2024 | Prayer made in the present petition filed by Onkar Singh and Anoop Singh Nijjer is for seeking quashing of the aforesaid FIR No.22 dated 11.02.2023, however, as an untraced report has already been filed after investigating the role of the petitioners, the same is disposed of as having been rendered infructuous.          |
| CRM-M-59377-2023 | Prayer made in the present petition filed by Jasvinder Singh, Harvinder Singh and Pritpal Singh is for seeking quashing of the aforesaid FIR No.22 dated 11.02.2023, however, as an untraced report has already been filed after investigating the role of the petitioners, the same is disposed of as not pressed at this stage. |
| CRWP-2741-2023   | Present petition has been filed by Raj Kumar, domestic help of Navsharan Kaur, for seeking protection.  |

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|  | In view of the inquiry report furnished and the allegations not being found to be substantiated and also noticing that one security person has been granted to Navsharan Kaur, the present petition is disposed of as having been rendered infructuous. |
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Pending misc. application(s), if any, shall also stand(s) disposed of accordingly.

A photocopy of the order be placed on the connected file(s).

August 27, 2025.  
raj arora

(VINOD S. BHARDWAJ)  
JUDGE

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