



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

118

CRM-M-57210-2025(O&M)

Date of decision: 13.10.2025

Surjit Singh Sihota

...Petitioner

VERSUS

State of Punjab and others

...Respondents

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

Present :- Ms. Sukhpreet Kaur, Advocate, for the petitioner.

VINOD S. BHARDWAJ, J. (Oral)

The present petition has been filed under Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 for seeking directions to official respondents to conduct a fair and impartial inquiry on applications dated 27.06.2025 and 27.09.2025 filed by the petitioner by some high rank official and to take legal action against Kulvir Singh and his sons.

2. Learned counsel for the petitioner contends that the allegations in question are to the effect that the petitioner is a retired army personnel having residence in the United States of America, whose land and property is lying in Village Jaffal Jhinger, District Jalandhar and a Haveli having area of 04 kanals, which she claims to be exclusively possessed by him. The petitioner came to be joint owner to the extent of $\frac{1}{2}$ share of the Triple Storey residential house built on area measuring 10 Marlas at Village Jaffal Jhinger along with his younger brother-Balwinder Singh Sihota who is residing in UK. She contends that after the petitioner had moved to the USA, the accused persons trespassed into the property and took illegal possession of the Triple Storey house. In this regard, a Civil Suit is already pending

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against his younger brother namely Balwinder Singh Sihota. He contends that said Balwinder Singh Sihota has given his Power of Attorney to his brother-in-law (Sala) Kulvir Singh, who along with his sons have been nominated as an accused in the abovesaid applications/representations.

3. Having heard learned counsel for the petitioner and keeping in view the fact that Kulvir Singh and his sons took illegal possession of the property of the petitioner and in this regard, a Civil Suit is already pending before the Trial Court, hence, it would not be appropriate for this Court to issue any direction to the police at this stage. However, in the event, the petitioner is not satisfied with the action taken by the authorities, the petitioner has an efficacious remedy to approach the Illaqa Magistrate by moving an appropriate application.

5. In view of the above, the present petition is *dismissed* at this stage with liberty to the petitioner to avail alternative remedies in accordance with law, if so advised.

6. Pending application(s), if any, shall stand disposed of.

13.10.2025

(VINOD S. BHARDWAJ)
JUDGE

Sumit Gusain

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