

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

2025:PHHC:066736



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CRM-M-27549-2025 (O&M)

Date of Decision: 19.05.2025.

Ajitpal Singh

...Petitioner.

Versus

State of Punjab and others

...Respondents.

CORAM: HON'BLE MRS. JUSTICE SUKHVINDER KAUR

.....

Present: Mr. G.P.S. Ghuman, Advocate for the petitioner.

SUKHVINDER KAUR, J. (Oral)

Prayer in the instant petition filed under Section 528 of BNSS, 2023 is for issuance of direction to respondents No.2 to 6 to decide the representation dated 21.02.2025 within stipulated period of time.

Learned counsel for the petitioner has inter alia contended that the petitioner had purchased one I-20 Car from Gurjit Singh in the year December 2023, which was transferred in the name of the petitioner and he was paying the monthly installments for the same. Respondent No.7 was known to the petitioner since 2021 through common friend, namely, Jagsir Singh. Respondent No.7 was living in Germany and on 23.07.2024, she came to India and asked the petitioner to give I-20 car to her and assured to give back the car on her returning back. After some time, when the petitioner was in need of his car, he asked respondent No.7 to return back the same but she put of the matter on one pretext or the other. Then the petitioner came to know that she had sold the said car to one Jasvir Singh

without knowledge of the petitioner. When the petitioner asked Jasvir Singh to return back his car then he flatly refused and showed him an affidavit dated 06.07.2024, in which it was written that the petitioner had sold the car to respondent No.7. He further contended that the petitioner had neither signed and nor given any such affidavit to respondent No.7 and it was a forged affidavit. While referring to Annexure P2, report No.556-PC dated 06.11.2024 of Deputy Superintendent of Police, Dharamkot, he urged that even in this report, the aforesaid writing was found to be forged as it had been prepared about 20 days before arrival of respondent No.7 in India.

From the perusal of the aforesaid report, it is revealed that, it has been observed therein that a civil case filed by the petitioner regarding recovery of money from respondent No.7 is pending adjudication before learned Civil Court, Moga, and as such, no intervention by the police department is required and the application of the petitioner had been filed.

In view of the above, the efficacious alternative remedy is available to the petitioner, which has not been exhausted and as such, the present petition is not maintainable and is disposed of accordingly.

(SUKHVINDER KAUR)
JUDGE

19.05.2025.

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