



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

**CRM-M-19784-2026
Date of decision: 20.04.2026**

M/S KST ESTATE AND PROPERTIES PVT. LTD.

...PETITIONER

V/S

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUBHAS MEHLA

Present: Mr. Navkiran Singh, Advocate and
Mr. Harmeet Singh, Advocate
for the petitioner.

SUBHAS MEHLA, J. (ORAL)

1. The instant criminal writ petition has been filed under Section 528 of BNSS for issuance of directions to respondent No.2-Commissioner of Police, Jalandhar to take the enquiry report prepared by ACP, Jalandhar (Annexure P-11) to its logical end as in the said enquiry report dated 15.02.2025 (Annexure P-11) ACP, Jalandhar had found that offences under Section 406, 420, 120-B of IPC are made out against respondent Nos.3 and 4 and to order registration of FIR against respondent Nos.3 to 6.

2. Learned counsel for the petitioner contended that a fraud has been committed by the private respondents, as firstly, they executed a sale deed in favour of petitioner and later on, sold the property to some other person. Learned counsel submitted that a complaint was moved to the police, on which an inquiry was held by the investigating agency and registration of FIR was recommended, but respondent No.2-Commissioner of Police, Jalandhar did not agree to the same, and passed an order to the effect that matter between the



parties is of civil nature, and the same is pending before the civil Court, therefore, no case of registration of FIR is made out.

3. Notice of motion.

4. Mr. Anup Singh, AAG, Punjab, present in the Court, accepted notice on behalf of respondent-State and submitted that previously, petitioner made a complaint to the police and an inquiry was held by Joint Commissioner of Police, Jalandhar and as per the report dated 01.03.2024, it was concluded that the matter between the parties is of civil nature, parties have also filed civil suits regarding the subject matter. Thereafter again, a complaint was made by the petitioner on the similar facts, same was inquired by an Assistant Commissioner of Police, Jalandhar, who gave a finding that case of FIR is made out, but Commissioner of Police, Jalandhar sought report from Deputy Commissioner of Police (Investigation) qua reports of inquiries conducted by aforesaid officers and ultimately, came to the conclusion that it is a civil dispute and litigations regarding the same are pending before the Civil Court.

5. Heard.

6. In view of the submissions made by learned State counsel, the present petition is disposed of. However, the petitioner would be at liberty to exhaust its legal remedies as per the ratio of law laid down by Hon'ble Supreme Court in *Sakiri Vasu Vs. State of U.P. and others, (2008) 2 SCC 409*.

April 20, 2026
manisha

(SUBHAS MEHLA)
JUDGE

(i) Whether speaking/reasoned
(ii) Whether reportable

Yes/No
Yes/No