

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

CRWP No. 1201 of 2014

Date of decision: 27.01.2015

Ramandip Singh

...Petitioner

V/s.

State of Punjab

...Respondent

CORAM: HON'BLE MR. JUSTICE M.M.S. BEDI.

Present: Ms. Aditi Girdhar, Advocate, Amicus Curiae  
for the petitioner.

Mr. C.S. Brar, DAG, Punjab.

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**M.M.S. BEDI, J. (Oral)**

Petitioner had sent a letter to SSP, Patiala with a copy to the office of Hon'ble Chief Justice of this Court alleging that he was married to Gurpreet Kaur. She along with two children have been illegally detained by her mother and brother. The complaint was treated as habeas corpus petition. The amicus curiae deputed to conduct the matter says that the wife of the petitioner has been illegally detained.

In the reply filed by Deputy Superintendent of Police, Samana, it has been informed that matter was inquired by ASI. Daljit Singh of Police Station Passiana to the effect that the wife of the petitioner had taken panchayati divorce and that she would approach the Court concerned for divorce in accordance with law. Affidavit of Gurpreet Kaur daughter of Wazir Singh has been placed on record as Annexure R-2.

In view of the peculiar circumstances of this case, no interference is warranted for issuing a direction to anyone to release Gurpreet Kaur as she has not been illegally detained. Petitioner has got alternative remedies under Section 9 of the Hindu Marriage Act or to contest the claim of his wife that marriage has been dissolved. He can also challenge the illegality of the Panchayati divorce before appropriate forum.

Disposed of with the aforesaid liberty.

(M.M.S.BEDI)  
JUDGE

27.01.2015

Divyanshi