

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

**CRWP No.1303 of 2014 (O&M)
Date of Decision: 02.02.2015**

Rajbeer Kaur

....Petitioner

Versus

Union of India and others

.... Respondents

CORAM: Hon'ble Ms. Justice Ritu Bahri

Present: None for the petitioner.

Mr. Maharaj Kumar, Advocate
for the respondents.

RITU BAHRI, J.

Prayer in this petition is for release of detainee Mandeep Singh husband of Rejbeer Kaur, working with respondents, resident of VPO Amaru Kotra, Tehsil Sunam, District Sangrur (Punjab), from the illegal and unlawful custody of respondents No.3 to 6.

Reply has been filed by the respondents. In reply, it is clarified that husband of the petitioner was summarily tried by the officiating Commanding officer on 08.08.2014 for the offence under Section 63 of the Army Act and was sentenced to 14 days rigorous imprisonment. The due process as provided under the Army Act and the rules thereunder has been followed while awarding punishment to the husband of the petitioner. On completion of 14 days rigorous imprisonment the husband of the petitioner was released from the Unit Quarter Guard on 23.08.2014 and thereafter he proceeded on leave w.e.f. 09.09.2014 till 01.10.2014 and on his request he was again granted 10 days of leave w.e.f. 02.10.2014 to 11.10.2014 with 12.10.2014 as being Sunday.

On completion of the leave the husband of the petitioner has rejoined the unit on due date and is presently serving in the unit. The adjutant for Officiating Commanding Officer vide letter dated 12.10.2014 has informed that legal cell, Station Headquarter, Chandimandir that No.3409715N Sep Mandeep Singh of this unit has rejoined the unit on 12 October, 2014 after termination of 10 days PAL.

In view of the reply filed, this petition has been rendered infructuous.

Dismissed as having been rendered infructuous.

(RITU BAHRI)
JUDGE

02.02.2015

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