

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

Crl. Writ Petition No. 1541 of 2014

Date of decision: 22.01.2015

Gurcharan Singh

...Petitioner

versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. P.S. Khurana, Advocate,
for the petitioner.

Mr. Daljit Singh Virk, AAG, Punjab.

RITU BAHRI, J.

This is a petition under Article 226 of the Constitution of India for issuance of a writ in the nature of Habeas Corpus for release of detenues namely Akash Singh, aged about 8 years, Amandeep Kaur, aged about 10 years and Vicky Singh, aged about 6 years, from the illegal custody of respondent Nos. 6 to 14.

All the detenues are present in Court today along with their mother-Kuldeep Kaur. They have been identified by ASI Pritam Singh.

Upon notice, reply on behalf of respondent Nos. 1 to 3, in the shape of affidavit of Deputy Superintendent of Police, Nihal Singh wala, District Moga, has been filed in the Court, wherein it has been stated that during enquiry, it was found that marriage of Kuldeep Kaur was solemnized with Kulwinder Singh, son of the petitioner. Out of this wedlock, found children were born. Aforesaid Kulwinder Singh has been residing abroad for the last seven years. In the month of July 2014, Kuldeep Kaur left her house

and started living with Sukhchain Singh-respondent No.14. Thereafter, a Panchayati compromise was effected between the parties. Later on, aforesaid Sukhchain Singh had gone to some unknown place. Since then, Kuldeep Kaur along with her four children, is residing with Gurcharan Singh-petitioner. It has been further stated that the present petition has been filed by the petitioner with an intention to harass and humiliate her daughter-in-law Kuldeep kaur. Copy of enquiry report has been annexed as Annexure R-1/T. In the reply, it has been specifically stated that application (Annexure P-6) made by the petitioner has not been received in the office of the respondents.

In view of the reply filed by respondent Nos. 1 to 3 and the enquiry report (Annexure R-1/T), no further orders are required to be passed in this petition.

Disposed of accordingly.

(RITU BAHRI)
JUDGE

22.01.2015
ajp