

**Sr. No. 212/4
IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**CRM-W-345 of 2015 in/and
CRWP No.1163 of 2015**

Date of Decision: 17.12.2015

Nidhi Soni @ Nidhi Sharma

--Petitioner

Vs

State of Punjab and others

--Respondents

CORAM : HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present : Mr. K.S.Kahlon, Advocate,
for the petitioner.

Mr. D.S.Virk, AAG, Punjab.

Mr. Ashok Kumar Nabhewala, Advocate,
for the applicant-complainant.

RAMESHWAR SINGH MALIK J. (ORAL)

CRM-W-345 of 2015

Applicant seeks permission to place on record Written statement along with Annexures R-4/1 to R-4/3.

Application is allowed, as prayed for.

Application stands disposed of.

CRWP No.1163 of 2015

Petitioner by way of instant Criminal Writ Petition seeks a writ in the nature of Habeas Corpus to restore the custody of the child.

Notice of motion was issued.

Learned counsel for respondent No.4-complainant as well as learned counsel for the state submit that the child has been

brought and is present in the Court right now. However, the petitioner is not available because she has gone abroad.

Learned counsel for the State as well as learned counsel for respondent No.4 would further submit that since the petitioner is not present, the Criminal Writ Petition for seeking a writ in the nature of Habeas Corpus has been rendered infructuous and the same may be disposed of as such.

Faced with the above, learned counsel for the petitioner also fairly states that it is a matter of chance that petitioner, as on date, is not present in India. He further submits that in view of the above statements made by the learned counsel for the respondents, let the present petition be disposed of but liberty may be granted to the petitioner to seek the custody of the child, in accordance with law.

In view of above said respective statements made by learned counsel for the parties, instant petition is disposed of as having been rendered infructuous, however, with liberty to the petitioner as prayed for.

(RAMESHWAR SINGH MALIK)
JUDGE

17.12.2015
vandana