

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

**CRWP No. 500 of 2014.
Date of Decision : 30.03.2015.**

Sumitra Devi and another **...Petitioners**

Versus

State of Punjab and others **...Respondents**

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. Manoj Tanwar, Advocate for the petitioners.

Mr. Mikhail Kad, Assistant Advocate General, Punjab.

Tejinder Singh Dhindsa, J. (Oral)

The instant petition has been filed under Article 226 of the Constitution of India for the issuance of a writ in the nature of habeas corpus for production of detainee, namely, Parveen Rani with the assertion that she is in the illegal custody and confinement of respondent No. 4, namely, Jagjit Singh son of Gurdeep.

The present petitioners are stated to be the parents of alleged detainee, namely, Parveen Rani.

During the course of hearing today, detainee Parveen Rani has been produced in Court. On making a specific query, Parveen Rani has submitted that her age is 24 years and she has of her own will and accord performed marriage with Jagjit Singh, respondent No. 4 and under such circumstances, she was staying away from her parental home.

It would also be apposite to take note of an affidavit dated 13.10.2014 of the Senior Superintendent of Police, Fazilka which has been placed on record and a copy of which already stands furnished to the counsel for the petitioners. In terms of such affidavit

dated 13.10.2014, a Special Investigation Team headed by SP Head Quarters Fazilka, DSP (Sub Division) Jalalabad and SHO, Police Station Jalalabad was constituted to look into the matter and to conduct an enquiry. The Senior Superintendent of Police, Fazilka is also stated to have conducted a personal enquiry in the matter. As per findings returned and after recording of the statements of the parties, it has been concluded that Parveen Rani has voluntarily left her parental house, has performed marriage with Jagjit Singh, respondent No. 4 and is living with him. It has further been recorded that nobody has forcibly taken away Parveen Rani from her parental house and as such the plea of abduction has been found to be false.

Learned counsel appearing for the petitioners during the course of hearing has not been able to rebut the stand taken on behalf of the State as contained in the additional affidavit dated 13.10.2014 of the Senior Superintendent of Police, Fazilka.

Under such circumstances, nothing remains to be adjudicated in the instant writ petition, wherein, prayer was for the issuance of writ of habeas corpus. The same is disposed of as infructuous.

March 30, 2015.
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(TEJINDER SINGH DHINDSA)
JUDGE