

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

CRWP No.693 of 2014
DATE OF DECISION:12.01.2015

Dara Singh & another

...Petitioners

Vs.

State of Punjab & others

...Respondents

CORAM:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present: None for the petitioner.

Mr.R.S.Randhawa, Addl, A.G. Punjab.

Mr. L.S.Sidhu, Advocate
for the respondents No.4 to 7.

DAYA CHAUDHARY, J.(ORAL)

This petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of Habeas Corpus for release of the Detenue namely Seema who is stated to be in illegal custody of respondent Nos. 4 & 5.

Learned counsel for the petitioner submits that there was divorce of Seema from her earlier husband(respondent No.4) and after leaving one child from the subsequent husband, she is again residing with the earlier husband. Seema is also present in the Court and has been identified by the Investigating Officer namely ASI Kulwant Singh.

Reply on behalf of State as well as respondents No.4 to 7 have

been filed in the Court and same are taken on record.

Learned State counsel has brought to the notice of the Court that in an affidavit submitted by Seema wherein it has been stated that her statement was also recorded before the Court wherein she has stated that her second marriage was solemnized by her parents without her consent whereas she was happy with her earlier husband and presently also she is residing with her earlier husband and has no grouse in any manner.

In view of the submission made by Learned State counsel as well as after hearing Seema, no ground is made out to interfere in the matter as it cannot be said to be a case of illegal detention.

The petition is dismissed.

12.01.2015
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(DAYA CHAUDHARY)
JUDGE