

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP No. 358 of 2015 (O&M)

Date of Decision:-26.5.2015.

Saranjit Kaur Saggu and another

.....Petitioners

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr.S.P Soi, Advocate for the petitioners.

Mr. Mikhail Kad, AAG, Punjab.

Mr. A.S Kalra, Advocate for respondents No. 4 to 7.

TEJINDER SINGH DHINDSA, J. (ORAL)

The instant petition was filed for issuance of Writ of Habeas Corpus to secure the release of the detenue namely, Swaran Singh Saggu, who was stated to be in the illegal and unlawful detention of respondents No. 4 to 7.

While issuing notice of motion on 05.03.2015, following order was passed by this Court.

“The instant petition has been filed under Articles 226/227 of the Constitution of India praying for the issuance of a Writ of Habeas Corpus to secure the release of the detenue namely, Swaran Singh Saggu son of Harnam Singh Saggu, who is stated to be in the alleged illegal and unlawful detention of private respondents no. 4 to 7.

Learned counsel appearing for the petitioners would inter alia contend that the detenue namely Swaran Singh Saggu suffers from a serious health issue and is unable to look after his interests and it is only on account of an oblique consideration of grabbing moveable as also

immovable property that the private respondents have detained him.

Notice of motion, returnable for 13.3.2015.

In view of the seriousness and urgency in the matter, registry is directed to appoint a Warrant Officer, who would forthwith proceed to conduct a raid on the premises of respondents No. 4 to 7 or at any other place/premises as may be pointed out by the petitioners. In case the Warrant Officer finds out that the alleged detainee namely Swaran Singh Saggu has been kept in unlawful detention, he will ensure his release.

It is further directed that towards facilitating the raid on the premises of the private respondents, the Warrant Officer would be given sufficient aid and support by respondent No. 3 i.e. S.H.O., Police Station, City Nakodar, District Jalandhar.

Report of the warrant Officer be produced on or before the adjourned date."

During the course of hearing today counsel for the petitioners as also for respondents No. 4 to 7 are *ad idem* that detainee namely, Swaran Singh Saggu has since proceeded to the United Kingdom and is staying with his family that is petitioners herein and his wife of his own will and accord.

Under such circumstances, no further directions are required to be passed in the instant petition and the same is disposed of having been rendered infructuous.

26.5.2015

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**(TEJINDER SINGH DHINDSA)
JUDGE**