

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

**CRM No. M-32175 of 2013**

Date of decision:- September 02, 2016

**KULBINDER SINGH SAHOTA**

**.....PETITIONER..**

**Vs.**

**STATE OF PUNJAB AND OTHERS**

**....RESPONDENTS..**

**CORAM:- HON'BLE MR. JUSTICE JASPAL SINGH**

Present:- Mr. Jagtar Singh Sidhu, Advocate for  
Mr. R.S. Bains, Advocate,  
for the petitioner.

Mr. J.S. Sekhon, AAG, Punjab.

Mr. Satinder Khanna, Advocate,  
for respondents No. 5 and 6.

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**JASPAL SINGH, J.(Oral)**

By virtue of instant petition preferred under Section 482 of the Code of Criminal Procedure, petitioner-Kulbinder Singh Sahota has sought issuance of direction for the proper medical care and protection of his uncle Mr. Sohan Singh son of Kartar Singh, who has been taken away by respondents No. 5 and 6 i.e. maternal uncle of Sohan Singh.

2. In response to the issuance of notice of motion, reply by way of affidavit of Sh. Satish Kumar Malhotra, PPS, Deputy Superintendent of Police, Sub Division Nakodar, District Jalandhar (Rural) on behalf of respondent No.1 to 4 has been filed.

3. A glance at the aforesaid reply-cum-affidavit reveals that after the receipt of notice of motion, the police contacted aforesaid Sohan Singh and recorded his statement (Annexure R-1), according to which, he is living with respondents No.5 and 6 at his own sweet will. It has been categorically stated by him that he has not been taken by Gurminder Singh and Hardev Singh forcibly.

4. In view of the statement of Sohan Singh referred to above, instant petition has rendered infructuous and same is disposed of accordingly.

5. However, the petitioner shall be at liberty to have recourse to the other remedies available to him under the law.

**September 02, 2016**  
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**(JASPAL SINGH)**  
**JUDGE**

Whether speaking/reasoned: Yes/No

Whether reasonable: Yes/No