

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

CRWP-1795-2015

Date of decision: 29.01.2016

Daniel Masih

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: Hon'ble Mr.Justice Kuldip Singh

Present: Mr.R.K.Arya, Advocate for the petitioner
Mr.A.P.S.Gill, AAG Punjab for respondent Nos.1 to 4
None for respondent No.5
Mr.Ajay Pal Singh Rehan, Advocate
for respondent Nos.6 and 7

- 1. Whether Reporters of Local Newspapers may be allowed to see the judgment ?*
- 2. To be referred to the Reporters or not ?*
- 3. Whether the judgment should be reported in the Digest?*

Kuldip Singh, J. (Oral)

Status report filed by the State in Court is taken on record.

Respondent No.5 is not served.

Petitioner has filed present Criminal Writ Petition under Article 226 of the Constitution of India for issuing a writ of Habeas Corpus and appointment of Warrant Officer for recovery of detenue Pooja from the illegal custody of private respondent Nos.5 to 7. It comes out that Pooja along with respondent No.5 had earlier filed a petition before this Court bearing CRM-M-38492 of 2015, wherein they sought protection of their life and liberty. The same stand has been taken by the State. It comes out that Pooja is living with respondent No.5 of her own free will. She was granted protection by this Court. As such, it is not a case of illegal detention.

Therefore, Habeas Corpus Petition is not maintainable. The same is accordingly dismissed.

29.01.2016

gk

**(Kuldip Singh)
Judge**