

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

CRWP-1131-2016

Date of decision: October 18, 2016

Qayyum

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Ms. Harpreet Kaur, Advocate for
Mohd. Arshad, Advocate
for the petitioner.

Ms. Neelam Kashyap, DAG, Haryana.

JASPAL SINGH, J.(ORAL)

By virtue of the instant criminal writ petition preferred under Article 226 of the Constitution of India, petitioner has sought issuance of a writ in the nature of Habeas Corpus to trace out the whereabouts of Ms. Bishmillah daughter of Razak, Wakil son of Qayyum and Mamrej son of Qayyum and get them released from the illegal custody of respondents No.6 to 9.

At the very outset of the arguments, it has been submitted by learned State counsel that the victim Ms. Bishmillah was recovered in the company of Wakil and Mamrej on 20th August, 2016. After the registration of the case bearing FIR No.80 dated 02.08.2016, under Sections 365, 366A IPC was registered at Police Station Women, Nuh, Wakil as well as Mamrej were also arrested on the said date. After getting Ms. Bishmillah medico legally examined, she was produced in the Court of jurisdictional Magistrate, Nuh, where her statement under Section 164 Cr.P.C. was recorded. Since she levelled allegations for commission of

sexual assault upon her by the accused, an offence under Section 4 of POCSO Act was added.

In view of the fact that Ms. Bishmillah, Mamrej and Wakil have already been recovered/arrested by the Police pertaining to the above referred case, the instant petition has rendered infructuous and it stands disposed of accordingly.

October 18, 2016
m. sharma

(JASPAL SINGH)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No