

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

CRWP No.1208 of 2016

Date of decision: September 29, 2016

Balraj Singh

...Petitioner

Versus

State of Haryana & ors.

...Respondents

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Petitioner in person with
Mr. T.S. Dhull, Advocate

Ms. Neelam Kashyap, DAG, Haryana with
SI Ajit Rai and HC Mukesh Kumar.

JASPAL SINGH, J.(ORAL)

By virtue of the instant petition under Article 226/227 of Constitution of India, petitioner-Balraj Singh has sought issuance of writ in the nature of habeas corpus for directing respondents No.1 to 5 to get the detainee, namely, Jyoti from the illegal custody of respondents No.6 and 7.

At the time of issuance of notice of motion vide order dated September 08, 2016, the official respondents were directed to produce the detainee, namely, Jyoti in Court and today Ms. Jyoti, detainee has appeared in this Court. When accosted, she has categorically stated that she has solemnized marriage with petitioner-Balraj Singh on 23rd August, 2016 and resided with him for some time. On 29th August, 2016 when I along with my husband Balraj Singh were present at Bus Stand, Sector 17, Chandigarh, father-Yadvinder Singh and his elder brother-Naresh Kumar came there. They took me with them for 15 days but after a period of 15 days when I showed my intent to return to the house with petitioner Balraj Singh, they did not allow me.

Now I have been asked to appear in this Court by the police in compliance of which, I have come present. Since I have solemnized marriage at my own consent or accord without any pressure or coercion with Balraj Singh, I intent to live with him. I am ready to accompany the petitioner from this Court.

In view of the aforesaid statement made by detenue, Jyoti, the instant petition has rendered infructuous.

She is allowed to accompany the petitioner from this Court. The petitioner as well as the detenue shall be at liberty to move a representation/complaint to the police, if they feel any apprehension or threat to their life and liberty at the hands of respondents No.6 and 7 and the concerned police official(s) be considered the said representation sympathetically and in case there is a threat, participation to provide the necessary protection.

September 29, 2016
m. sharma

(JASPAL SINGH)
JUDGE

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