

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Criminal Writ Petition No.708 of 2016
Date of Decision: 27.05.2016

Jaswinder Singh

...Petitioner(s)

Versus

State of Punjab & others

...Respondent(s)

CORAM:- HON'BLE MR. JUSTICE HARI PAL VERMA

1. *Whether reporters of local newspapers may be allowed to see judgment?*
2. *To be referred to reporters or not?*
3. *Whether the judgment should be reported in the Digest?*

Present:- Mr. Akashdeep Sethi, Advocate
for the petitioner.

Mr. Sultan Singh Gill, DAG, Punjab.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Article 226 of the Constitution of India is for issuance of a writ in the nature of *habeas corpus*, directing the respondents to get the detinue Harjinder Singh son of Satpal Singh and brother of the petitioner released.

Accepting the prayer made by the petitioner, this Court vide order dated 22.5.2016 while issuing notice of motion for today, had appointed a Warrant Officer to search the detinue at the place(s), as may be pointed out by the petitioner and in case he is found in illegal detention, he be got released forthwith.

Pursuant to the aforesaid order, the Warrant Officer has submitted his report dated 26.5.2016 to the effect that he visited the Police Station Lambi, District Muktsar and found the detainee sitting along with his two relatives on the main gate of the police station. He went inside the police station, where Incharge of the Police Station Gurpreet Singh Bains was found present. He made enquiry regarding presence of the alleged detainee at the gate of the police station, to which, he was informed that the alleged detainee has neither been arrested nor wanted in any case. The Warrant Officer recorded his presence in the Roznamcha.

I have heard learned counsel for the parties.

Pursuant to the report of the Warrant Officer, whereby he has reported that the alleged detainee was not found either detained or otherwise in the police station, this Court feels that the present petition is nothing but a sheer abuse of the process of law.

Dismissed.

May 27, 2016
AK

(HARI PAL VERMA)
JUDGE