

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

228

**CRWP No.662 of 2014.
Date of Decision: 25.07.2017.**

Parmila and another

....Petitioners.

Versus

State of U.T., Chandigarh and others

....Respondents.

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present: Mr. Ashok Bector, Advocate for the petitioners.

Mr. J.S. Toor, Additional Public Prosecutor
for U.T., Chandigarh.

Ramendra Jain, J.(Oral)

Petitioners had filed the instant petition under Articles 226/227 of the Constitution of India for issuance of writ in the nature of habeas corpus for releasing detainee Nitu, aged 15 years, daughter of the petitioners. Further, prayer was also made for appointment of a warrant officer to carry out search at the places as pointed out by the petitioners to get released their minor daughter.

The instant petition was filed on 29.04.2014. Since then within a span of around 03 years and 03 months, according to the status report Annexure-R1/1/1, the Government machinery has made all possible efforts to trace out the missing girl of the petitioners, namely, Nitu. Aforesaid status report finds mention date-wise details of the investigation and efforts made by the Operation Cell of U.T. Police to trace the whereabouts of the missing

girl. Perusal of the interlocutory orders passed in this case further show that

even Manager, Child and Women Helpline was also involved in this case. That apart, the Operation Team visited the State of Bihar accompanying the petitioners and some other States also on instructions from the petitioners. Perusal of the previous order also shows that the petitioners are not cooperating in the matter. The Operation Team also conducted polygraphic test on the relatives of the petitioners upon whom the petitioners had raised suspicion about kidnapping of their daughter. According to the counsel for U.T., Chandigarh, efforts for search of the daughter of the petitioners were made through various Investigating Officer, but no success could be achieved.

In view of the above, in the considered opinion of this Court, nothing more can be done in the instant petition by the Operation Team of the Police Department of U.T., Chandigarh in as much as despite best possible efforts, the minor daughter of the petitioners could not be traced. Learned counsel for U.T. still gives assurance that in case, any clue is given by the petitioners about their missing daughter, earnest efforts would be made by the Administration of U.T., Chandigarh to locate the missing daughter of the petitioners.

In view of the above factual aspects, the petition cannot be continued any more and is hereby dismissed with direction to the petitioners to give some specific clue about whereabouts of their daughter to the respondent-U.T. and also to cooperate with the Operation Team.

Petition is disposed of accordingly.

25.07.2017

jitender

**(RAMENDRA JAIN)
JUDGE**

Whether speaking/ reasoned
Whether Reportable

Yes/ No
Yes/ No