

CRWP No. 1003 of 2017

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP No. 1003 of 2017
Date of Decision : 13.09.2017

Jaspal Gill

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr. Sanjeev K. Virk, Advocate for the petitioner.

Ms. Rajni Gupta, Senior Deputy Advocate General,
Punjab.

Anupinder Singh Grewal, J.(Oral)

The petitioner is seeking writ in the nature of the habeas corpus directing the respondents to produce the alleged detainee, Sahil Kumar son of Rajesh Kumar, resident of House No. 309/2, Bhagwan Dass Colony, Salem Tabri, Ludhiana, District Ludhiana, who has been picked up by police of police station, Salem Tabri on 29.08.2017 at 9:00 p.m. from his house without any cause of disclosing any reason. The alleged detainee Sahil Kumar is in the illegal custody of respondent No. 3 and other officials of Police Station Salem Tabri, District Ludhiana.

This Court vide order dated 30.08.2017 had appointed a Warrant Officer to visit the places pointed out by the petitioner to locate the detainee. Warrant Officer has submitted his report, wherein, it is stated that he had searched the Police Station Salem Tabri but the alleged detainee was not found there. He was,

however, informed by the SHO that a police party had come from Uttarakhand to enquire about a missing girl and the alleged detainee, namely, Sahil was called in the Police Station through his employer, namely, Manpreet @ Bunty as he had facilitated the marriage of the missing girl with one Sunil Masih. After recording his statement, he along with his employer had left the Police Station.

Reply in the form of affidavit of the Assistant Commissioner of Police (North), Ludhiana on behalf of respondents No. 1 to 3 has been filed, wherein, it is also stated that the alleged detainee was called by Uttarakhand Police in Police Station Selam Tabri, Ludhiana and was let off. It is further stated that the alleged detainee was neither arrested nor detained in the police station in connection with any case.

In view of the above, no further directions are called for in the instant petition, which stands disposed of.

September 13, 2017
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(ANUPINDER SINGH GREWAL)
JUDGE

<i>Whether speaking/reasoned?</i>	<i>Yes/No</i>
<i>Whether reportable?</i>	<i>Yes/No</i>