

In the High Court of Punjab and Haryana at Chandigarh

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Criminal Writ Petition No.273 of 2017

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Date of decision:26.5.2017

Gurmeet Singh

...Petitioner

v.

State of Punjab and others

...Respondents

....

Coram: Hon'ble Mr. Justice Inderjit Singh

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Present: Mr. R.S. Pandher, Advocate for the petitioner.

Mr. J.S. Bhullar, Assistant Advocate General, Punjab for
the respondent-State.

Mr. Ullas Kapoor, Advocate for respondents No.4, 5 and 7.

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Inderjit Singh, J.

The petitioner has filed this criminal writ petition under Article 226 of the Constitution of India praying for the issuance of a writ in the nature of Habeas Corpus for the release of detenu Ashmeet Singh (son of the petitioner) and Manpreet Kaur (wife of the petitioner), who are forcibly and unlawfully detained by respondents No.4 to 7 at some undisclosed place /their house.

Notice of motion was issued in this case.

Mr. J.S. Bhullar, learned Assistant Advocate General, Punjab has put in appearance on behalf of the respondent-State and Mr. Ullas Kapoor, learned Advocate has appeared for respondents No.4, 5 and 7 and

contested this petition.

I have heard learned counsel for the parties and learned State counsel and have gone through the record.

Today, the State has filed reply in which it has been stated that earlier also the petitioner has submitted the representation which was duly inquired by Superintendent of Police, City, District S.A.S. Nagar. During the course of inquiry, both the parties were joined and their statements were recorded and it came forward that the parties have a matrimonial dispute amongst themselves and the wife of the petitioner, namely, Manpreet Kaur is living alone at Mohali and does not want to stay with the petitioner. The representation was recommended to be filed in the office. A copy of the statement of Manpreet Kaur is also attached along with the reply.

A perusal of the record shows that the dispute between the petitioner and his wife is a matrimonial dispute. In view of the reply and statement of the detinue wife of the petitioner placed on record, no further action is required to be taken in this petition as the detinue along with her son are residing separately and have not been illegally detained.

Therefore, this petition is disposed of accordingly.

May 26, 2017.

(Inderjit Singh)
Judge

hsp

NOTE:	Whether speaking/reasoned:	Yes
	Whether reportable:	No