

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

Sr. No.241

CRWP No.372 of 2017

Date of decision: 07.04.2017

Ramji Lal @ Ajay

...Petitioner

versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Parminder Singh, Advocate
for the petitioner.

Mr. Manish Bansal, DAG, Haryana.

Mr. Partap Singh, Advocate
for respondents No.4 and 6.

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DEEPAK SIBAL, J. (Oral)

The present petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature Habeas Corpus to secure the release of detainee namely Om Parkash son of Karta Ram, who is alleged to illegally detained by respondents No.4 to 7.

In terms of the directions issued by this Court, the State has filed an affidavit of Superintendent of Police, Karnal and has also produced the detainee in Court.

As per the afore-referred affidavit, which is ordered to be taken on record, the detainee had stated before the police that he being a major wishes to stay with the petitioner-Ramji Lal @ Ajay and not with Jagdish his other brother. This fact is reiterated by the detainee in Court.

In view of the above, the detenue being a major is entitled to stay with whomsoever and wherever he intends to and therefore, he is free to leave this very Court in the company of the petitioner.

Learned counsel for the petitioner, on instructions of the petitioner as also the detenue has submitted that while the detenue was in custody of respondents No.4 to 7, he has been subjected illegal confinement, tortured, drugged and that his daughter has been murdered by them.

Since the above allegations are serious, the petitioner as also the detenue are at liberty to approach the DCP, Panchkula, for any grievance that they may have, who in turn is directed to forthwith look into the same in accordance with law.

The present petition disposed of in the above terms.

(DEEPAK SIBAL)
JUDGE

April 07, 2017
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<i>(i) Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>(ii) Whether reportable</i>	<i>Yes/No</i>