

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

CRWP-523 of 2017

Date of decision: 19.05.2017

Nawab Ali

... Petitioner

vs.

Senior Superintendent of Police, Chandigarh & Ors.

... Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

* * *

Present : Mr. G. N. Malik, Advocate
for the petitioner.

Mr. Gautam Dutt, APP for UT, Chandigarh.

Mr. Sudesh Kumar, Advocate
for respondent No.4 and the detainee.

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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 of Habeas Corpus to release the detainee Rukhsar who is stated to be the petitioner's daughter and is alleged to be in illegal custody of respondents No.4 to 7.

Notice of the petition had been issued to UT, Chandigarh with a direction to produced the detainee.

As directed, the detainee has been produced who through a separately recorded statement, has stated that on 25.04.2017 she has got married to respondent No.4 and in pursuance of such marriage she is living with him as his wife as per her free will and consent.

In view of the above statement, it can safely be held that as alleged in the petition, the petitioner is not in any illegal detention/confinement.

Resultantly finding no merit in the present petition, the same

is ordered to be dismissed.

The detenue has expressed an apprehension that while going to their vehicle which is parked in the parking of the Court premises, she and her husband may be caused bodily harm by the petitioner and his relatives who are present outside the Court.

In view of the above, Mr. Gautam Dutt, APP, U.T. is directed to ensure that the detenue and her husband are safely escorted by personnel of the Chandigarh Police from the Court to their vehicle which is in the parking of the Court premises.

(Deepak Sibal)
Judge

May 19, 2017
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<i>Whether speaking/reasoned:</i>	<i>Yes/No</i>
<i>Whether Reportable:</i>	<i>Yes/No</i>