

224 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-927-2017
Date of Decision :30.08.2017

Gurtej SinghPetitioner
Versus
State of Punjab and othersRespondents

CORAM : HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr.J.S.Dhaliwal, Advocate
for the petitioner.

Mr. Kirat Singh Sidhu, DAG, Punjab.

Mr. Amandeep Chhabra, Advocate
for the detainee-Amandeep Kaur.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for issuance of a writ in the nature of Habeas Corpus, directing the respondents No.2 and 3 to produce the detainee namely Amandeep Kaur, daughter of the petitioner, who is stated to illegally detained by respondents No.4 to 8.

In pursuance to the notice of motion, the detainee-Amandeep Kaur is present in the Court today and submitted that she has already performed marriage with Amandeep Singh-respondent No.4 and is residing happily with him.

Learned counsel appearing for respondent No.4 to 8 had placed on record a photocopy of the order dated 16.08.2017, passed by Sessions Judge, Mansa, where the petitioner Amandeep Kaur and her husband Amandeep Singh, has filed a petition for seeking protection and the said petition was disposed of with a direction to the police authorities to provide protection to them. The learned Sessions Judge, before passing the order dated 16.08.2017, has also recorded the statement of Amandeep Kaur as well as Amandeep Singh. The statement of the detainee-Amandeep Kaur

has been recorded before the Sessions Judge, Mansa, dated 16.08.2017 is reproduced as under:-

*“Amandeep Kaur and Amandeep Singh Vs. State etc.
On SA Statement of petitioner No.1 Amandeep Kaur, aged about 19 years, daughter of Gurbhej Singh son of Gurdev Singh, resident of village Mirpur Kalan, District Mansa, now wife of Amandeep Singh son of Malkit Singh, resident of village Jatana Kalan, Tehsil Sardulgarh, District Mansa.*

*My date of birth is 10.01.1998. I have brought my original matriculation certificate and Aadhar Card. Copy of my matriculation certificate is Mark A and copy of my Aadhar Card is Mark B. I was married to petitioner No.2 Amandeep Singh son of Malit Singh, resident of village Jatana Kalan, Tehsil Sardulgarh, District Mansa on 06.08.2017 at Aurdwara Shri Dukh Bhanjan Sahib Ji, Link Road, Backside Petrol Pump, Mansa (Punjab) as per Sikh rites. Marriage certificate issued by Gurdwara Sahib is Mark C. Photographs of our marriage are Mark D to Mark F. This is my first marriage. We have solemnized the marriage against the wishes of Gurbhej Singh my father and Amrit Singh my brother, respondents No.4 & 5 respectively. They are strongly threatening to us to become ready to face the dire consequences. We have apprehension of our life and liberty at the hands of respondents No.4 & 5. Therefore, protection to our life and liberty be provided. Our joint affidavit is Ex.P1.
RO&AC.*

*(Sukhvinder Kaur)
Sessions Judge, Mansa,
16.08.2017 (PB0024)”*

In view of the same learned counsel for the petitioner submits that the present petition has been rendered as infructuous.

Dismissed as having been rendered infructuous.

**(ARVIND SINGH SANGWAN)
JUDGE**

August 30, 2017
Sunil Devi

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