

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

CRWP No.1115 of 2017

Date of Decision: 15.01.2018

LEKH RAJ

....Petitioner

Versus

STATE OF HARYANA AND ORS

....Respondents

**CORAM:HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present: None for the petitioner.

Mr. Vikas Chopra, DAG, Haryana.

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**MAHABIR SINGH SINDHU, J.(Oral)**

The present writ petition has been filed under Article 226 of the Constitution of India for issuance of writ in the nature of Habeas Corpus directing respondents No. 1 to 4 to release the detenue, namely, Vinod, who is in illegal detention of respondents No. 3 and 4.

Learned State counsel has filed short Reply by way of affidavit of Gorakh Pal HPS, Deputy Superintendent of Police, HAP Madhuban, I/C SIT No.4, Police Station Sector-5, Panchkula on behalf of respondents No. 2 to 3 in the Court today and same is taken on record. Para 2 of the reply thereof reads as under:

'The security Guard has been deployed out side of the hospital for security of the injured persons and hospital staff. Brother in law of the ptitioner Vinod also got injured in the dispersal of the unlawful assembly of the followers of the Dera Sacha Sauda on 25.08.2017 and was got admitted in the General Hospital Sector 6, Panchkula in injured condition from where he was transferred to PGI Chandigarh for treatment. On 06.09.2017 he was transferred back to General Hospital Sector 6, Panchkula. On 27.09.2017 Vinod Kumar S/o Sh. Krishan Lal is follower of Baba Ram

Rahim Singh and he came in Panchkula on 22.08.2017 with other followers of the Dera and on 25.08.2017 he was injured. Petition has further stated that he wants to take Vinod Kumar for treatment nearby his residence. He has further stated that if his brother -in law wanted in any case for investigation then he will produce to Vinod for joining in the investigation. On the request of the petitioner Vinod was discharged from the General Hospital Sector 6, Panchkula on 27.09.2017. Accused Vinod Kumar had gone with the petitioner.'

In view of the submission made in paragraph 2, it is apparently clear that the detainee Vinod Kumar has already been discharged from the General Hospital Sector 6, Panchkula on 27.09.2017 on the request of the petitioner, therefore, the present petition has been rendered infructuous.

However, the disposal of the present petition will not amount to any hindrance before the Investigating Agency if any other criminal cases are pending against the said Vinod Kumar.

Disposed of as having become infructuous.

**[MAHABIR SINGH SINDHU]**  
**JUDGE**

January 15, 2018  
*rashmi*

Whether speaking/reasoned  
Whether reportable?

yes/no  
yes/no