

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

CRWP No.1229 of 2017

Date of decision: January 29, 2018

Balraj

....Petitioner

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE RAJ SHEKHAR ATTRI

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

Mr. Ashok Mutneja, DAG, Haryana.

RAJ SHEKHAR ATTRI, J.(ORAL)

By way of the present petition, the petitioner has invoked the extraordinary writ jurisdiction under Article 226 of the Constitution of India in the nature of Habeas Corpus, seeking directions to the respondents to release his son Shekhar who is allegedly in the illegal wrongful confinement of respondent No.3.

Notice of the petition was given to the respondents and Registry of this Court was directed to appoint Warrant Officer to search the detenue and to file report in this regard.

Accordingly, the Warrant Officer has filed his detailed report dated 24.10.2017 whereas, respondents No.1 to 3 have filed reply by way of affidavit of Jitender Singh, HPS, Deputy Superintendent of Police, Law and Order, Hisar.

After going through the record, this Court is of the view that this petition has no force. Warrant Officer reported that no Shekhar was available in the Police Station. In the reply of learned State counsel, it is stated that said person has already been arrested in four criminal cases and

out of them, in one case he has been acquitted and in one case a fine has been imposed for having in possession of liquor however, two cases vide FIR No.358 dated 22.04.2016 and FIR No.681 dated 23.06.2015 are still pending.

Learned counsel for the petitioner has submitted that today the petitioner is not in custody rather he is in home. No case is made out for further investigation in this matter. As such, the present petition stands dismissed.

(RAJ SHEKHAR ATTRI)
JUDGE

January 29, 2018
m. sharma

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