

CRWP No. 301 of 2018 (O&M)

Date of decision: 26.03.2018

Rajesh Kumar

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWANPresent: Mr. Ruhani Chadha, Advocate
for the petitioner.

Ms. Samina Dhir, DAG, Punjab.

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 for getting detainee, namely Simran Tyagi, daughter of the petitioner, released from the custody of respondents No.4 to 6.

Learned counsel for the petitioner submits that in pursuance to the order dated 21.03.2018, detainee- Simran Tyagi has been recovered and her custody has been handed over to the petitioner. He further submits that at the time when the respondents No.4 to 6 had taken away the alleged detainee, she was carrying some money along with jewellery. He further submits that in pursuance thereto, FIR No.56 dated 23.03.2018 has been registered against respondents No.4 to 6, namely, Anil, Chanchal and Jasbir Singh, under Sections 363, 366-A and 34 IPC and the Illaqa Magistrate be directed to record the statement of the detainee.

Learned State counsel, on instructions from SI Yogesh Kumar, has submitted that Anil and Chanchal have already been arrested and accused-Jasbir Singh is yet to be arrested and further investigation will be

carried out in accordance with law.

Since the detainee has already been recovered and her custody has been handed over to the petitioner i.e. father and natural guardian of the detainee, no further action is required. The present petition is disposed of with a direction that the alleged detainee be produced before the Illaqa Magistrate, immediately for recording of her statement, in accordance with law.

Disposed of.

(ARVIND SINGH SANGWAN)
JUDGE

26.03.2018
Hemlata

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