

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

CRWP No.546 of 2018
DATE OF DECISION:09.08.2018

Dharam Singh

...Petitioner

Vs.

State of Punjab & others

...Respondents

CORAM:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present: Mr. Munish Garg, Advocate for
Mr. CM Munjal, Advocate
for the petitioner.

Ms. Rashmi Attri, AAG, Punjab.

Mr. Manu Loona, Advocate
for respondents No.4 & 5.

DAYA CHAUDHARY, J.(ORAL)

Petitioner has approached this Court by way of filing present petition under Article 226 of the Constitution of India for issuance of a writ in the nature of habeas corpus for release of detenue, namely, Kamlesh Rani the daughter of petitioner who is less than 18 years of age and has been stated to be in illegal custody of respondents No.4 to 6.

In response to order passed by this Court on 20.07.2018, the detenue is present in the Court and submits that she is residing with her husband after marriage and is not in illegal custody of any person. She along with her husband filed CRM-M No.26217 of 2018 before this Court which was disposed of vide order dated 15.06.2018 with a direction to the police authorities to ensure their lives and liberty by providing adequate protection.

CRWP No.546 of 2018 :2:

In view of the statement made by detenue Kamlesh Rani, it cannot be said to be a case of illegal custody. The validity of marriage cannot be taken into consideration in this petition as the age is less than 18 years at the time of marriage and now she has completed 18 years. Detenue has also stated that she is happy in her matrimonial life. No ground is made out to proceed further. Petition being devoid of any merit is hereby dismissed.

09.08.2018
rimpal

(DAYA CHAUDHARY)
JUDGE

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