

CRWP No. 625 of 2018

(1)

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP No. 625 of 2018

DATE OF DECISION:03.08.2018

Monu

.....Petitioner

Versus

State of Haryana and others

.....Respondents

BEFORE:- HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Mr. JS Warring, Advocate
for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

DAYA CHAUDHARY, J.

Petitioner-Monu has solemnized marriage with detenue-Jyoti and both of them have remained together. Subsequently, the detenue, who is wife of the petitioner has been forcibly taken away by respondents No.4 and 5.

Notice of motion in the case was issued on 31.7.2018.

On 2.8.2018, learned counsel for respondent-State submitted that the statement of the alleged detenue was recorded, wherein, she has stated that she wants to reside with the petitioner and there is no pressure upon her from any side. Detenue-Jyoti also stated that she herself went to the respondents and subsequently she was taken to safe home being run by the State Government at District Karnal. It has also been stated by learned

State counsel that respondent No.4, who is father of the girl, has already expired. The case was adjourned for today and Station House Officer Police Station Bhutana was directed to ensure the presence of the detainee before this Court.

In pursuance of the aforesaid direction, detainee-Jyoti is present in Court today and has stated that she is interested in going with the petitioner as she has married with him. She further submits that she was residing with respondent No.5 as per her own wish and was not taken forcibly by her.

In view of the above, it cannot be said to be a case of illegal detention. Accordingly, detainee-Jyoti is directed to be released from safe home being run by the State Government at District Karnal and be allowed to go with the petitioner, if she desires so.

Disposed of accordingly.

August 03, 2018
pooja

(DAYA CHAUDHARY)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes
No