

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

CRWP-70-2018

Date of decision: 14.05.2018

Surinder Kaur

...Petitioner

Versus

State of Punjab

...Respondent

CORAM: HON'BLE MRS. JUSTICE DAYA CHAUDHARY

Present:- Ms. Preeti Sharma, Legal Aid Counsel
for the petitioner.

Mr. Hittan Nehra, Addl. A.G., Punjab.

DAYA CHAUDHARY, J. (Oral)

A written complaint was sent by Post which was received in the Hon'ble Chief Justice's Secretariat against Diary No. 510 dated 17.01.2018. It was put up on the judicial side and notice of motion was issued on 24.01.2018. In response to notice of motion, reply on behalf of State of Punjab has been filed which is on record.

Learned counsel for the petitioner submits that son of the petitioner is missing and his whereabouts are not known. As per case of the petitioner, there is no complaint or case pending against her son and the petitioner, being mother of the alleged detainee, is concerned of well being of her son.

Learned State counsel, on the basis of reply, submits that FIR No. 07 dated 11.01.2018 was registered under Sections 307, 353, 186, 506,

148, 149 and 323 of IPC at Police Station Sadar, Tarn Taran on the statement made by Sukhbir Singh son of Gurdial Singh. Learned State counsel further submits that one more FIR bearing No. 51 dated 10.03.2018 under Section 307 IPC and other sections was also registered against son of the petitioner at the same police station. He further submits that the son of the petitioner has not been arrested in any case and he is absconding. His whereabouts are not known. Other accused have been arrested under the first FIR.

I have heard learned counsel for the parties and have also perused the record.

In view of the reply and submissions made by learned State counsel, it cannot be said that the son of the petitioner is in illegal custody. Moreover, one FIR has been registered against him prior to receipt of this complaint.

The present petition is, therefore, dismissed.

14.05.2018

Waseem Ansari

**(DAYA CHAUDHARY)
JUDGE**

*Whether speaking/reasoned
Whether reportable*

*Yes/No
Yes/No*