

246/A.

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

CRWP-764-2018

Date of decision:03.10.2018.

SARAJ SINGH

... Petitioner

Versus

STATE OF PUNJAB AND ORS

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. S.L. Chander Shekhar, Advocate,
for the petitioner.

Mr. Tanvir Joshi, AAG, Punjab.

HARI PAL VERMA, J. (Oral)

Prayer in this petition filed under Article 226/227 of the Constitution of India is for issuance of a writ in the nature of Habeas Corpus and for appointment of a Warrant Officer with a roving writ to search the detenue Monika Rani.

On notice of motion having been issued in this case, the alleged detenue Monika Rani is present in Court. In order to have a fair assessment of her wishes as to whether she is in illegal custody of respondents No.4 to 10 or would like to go with the petitioner, this Court has requested Ms. Amandeep Kaur, Advocate, to interact with the alleged detenue Monika Rani. Accordingly, Monika Rani, the alleged detenue, was taken in the chamber of this Court and after interacting with her, Ms. Amandeep Kaur, Advocate, has informed the Court that the alleged detenue is not inclined to go with the petitioner and would rather like to stay with her parents.

In this view of the matter, this Court finds that the filing of present petition is nothing but a total abuse of process of law. Accordingly, the present petition is dismissed with costs of Rs.5,000/- to be deposited by the petitioner in the High Court Lawyers Welfare Fund within three weeks from today.

(HARI PAL VERMA)
JUDGE

03.10.2018
sanjeev

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