

CRWP-78-2019

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

CRWP-78-2019

Date of Decision: 01.02.2019

Noor Ahmed

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Karan Singh, Advocate,
for the petitioner.

Mr. Tanuj Sharma, AAG, Haryana.

Mr. Rakesh Bakshi, Advocate,
for respondent No.4.

INDERJIT SINGH, J. (Oral)

Petitioner-Noor Ahmed has filed this petition under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of *habeas corpus* with a direction to the official respondents to produce detenue-Nagma, who has been detained illegally by respondent No.4.

Vide order dated 22.01.2019, notice of motion was issued and respondent No.3-Station House Officer, Police Station City Yamuna Nagar was directed to visit the house of respondent No.4 and to make enquiry to whether detenue-Nagma has been detained by respondent No.4 illegally and against her wishes. It was also directed that if respondent No.3 finds that the detenue has been kept forcibly, then she be produced in the Court.

Heard.

CRWP-78-2019

Learned State counsel has brought to the notice of this Court that respondent No.3-Station House Officer had visited the house of respondent No.4, but the detainee was not found there. Even the other premises where the detainee and respondent No.4 were residing on rent earlier, were also visited, but they were not found there.

Learned counsel for the petitioner requests that the detainee be called for recording her statement in the Court.

However, learned counsel for respondent No.4 submits that the detainee and private respondent No.4 are concealing their presence due to threat from their family members including the present petitioner as it is an inter-religion marriage between them. He has also produced the copy of order dated 10.12.2018 passed in CRM-M-54588-2018 by a Coordinate Bench of this Court, whereby protection has already been given to detainee-Nagma alongwith Vishal Kumar. In that petition, the detainee and Vishal Kumar alleged that they have married against the wishes of their parents.

Keeping in view the above facts, it is clear that the detainee has not been detained illegally by respondent No.4, rather the detainee and respondent No.4 have already approached this Court and they have been granted protection of their life and liberty.

In view of the above, no further action is required in this matter.

Disposed of.

01.02.2019

parveen kumar

(INDERJIT SINGH)
JUDGE

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