

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

CRWP No.80 of 2019

Date of Decision:-21.01.2019

Amandeep Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present:- Mr. Sandeep K. Katik, Advocate
for the petitioner.

MANOJ BAJAJ J.(Oral)

By filing the present petition under Article 226 of the Constitution of India, the petitioner Amandeep Singh is seeking issuance of a writ in the nature of Habeas Corpus and for appointment of a Warrant Officer with a roving writ to search for the detainee Rosy at the premises of respondents No.4 and 7 or at any other place to be pointed out by the petitioner at the spot.

Previously for the same relief, Criminal Writ Petition No.1495 of 2018 was filed by petitioner Amandeep singh with the averments that his alleged wife Rosy is in illegal detention of her parents and brother. During hearing on 13.12.2018, the alleged detainee Rosy was present in Court and expressed her willingness to live with her brother. At that stage, counsel for

the petitioner had chosen to withdraw that petition in order to avail the alternate remedy in law.

On the same set of grounds and allegations, this Criminal Writ Petition No.80 of 2019 has been filed wherein it is pleaded that the alleged wife of petitioner, namely, Rosy is in illegal detention of respondents No.4 to 7. The said brother Manish, who was respondent No.6 in Criminal Writ Petition No.1495 of 2018, decided on 13.12.2018, is not a respondent herein.

Since the detenue Rosy had already chosen to live with her brother, no case is made out for any interference.

Accordingly, the present petition stands dismissed.

January 21, 2019
Vijay Asija

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned
Whether Reportable

Yes / No
Yes / No