

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CRWP-381-2019 (O&M)  
Date of decision: 26.04.2019

Kuldeep

... Petitioner

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Petitioner in person.

ASI Jai Kumar.

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**ARVIND SINGH SANGWAN, J. (ORAL)**

Prayer in this petition is for issuance of a writ in the nature of habeas corpus directing respondents No.1 to 4 to release detainee namely Kanchan, from their illegal custody.

The Investigating Officer, who is present in the Court, submits that on 11.04.2019, the detainee namely Kanchan was produced before the Addl. Chief Judicial Magistrate, Kurukshetra, where she has made a statement that petitioner Kuldeep, on an earlier occasion, had molested her and in this regard, the case remained pending in District Courts, Kurukshetra and even she has appeared as witness. At that time, petitioner remained in judicial custody for a period of two months and again after 4-5 months, when he was released, he started misbehaving with the detainee. In this regard, the detainee had given a complaint in the Police Station, which was later on compromised, on an assurance given by the Municipal Councillor. It is further stated that on

08.04.2019, when she was going to her college, the petitioner met her and gave him some intoxicant in Tea and thereafter, he took her to Chandigarh, where some documents regarding the Court marriage were prepared. The petitioner kept her at his aunt's home in Patiala and when he was taking her to appear in the Court at Chandigarh, her parents came there and took her back. She has further stated that she want protection as the petitioner has threatened her and has even given beatings.

A photocopy of the statement of detenue namely Kanchan, in vernacular, is taken on record.

In view of the above statement of detenue recorded by the Addl. Chief Judicial Magistrate, Kurukshetra, this petition is rendered as infructuous. However, liberty is granted to the petitioner to avail his alternative remedy, in accordance with law.

**[ ARVIND SINGH SANGWAN ]**  
**JUDGE**

26.04.2019  
*vishnu*

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No