

**In the High Court for the States of Punjab and Haryana
At Chandigarh**

CRWP-901-2018 (O&M)
Date of Decision:- 8.2.2019

Naresh Malik ... Petitioner

Versus

State of Haryana and others ... Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present:- None for the petitioner.

Mr. Ashok Singh Choudhary, Addl. A.G. Haryana.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking issuing a writ in the nature of Habeas Corpus seeking release of Chandani wife of the petitioner who was stated to be illegally detained.
2. Pursuant to the directions issued by this Court, the alleged detenu Chandani was produced in this Court on 16.11.2018 and after making queries from the detenu, it was found that she wishes to reside with petitioner-Naresh Malik, who was also present in person and consequently it was ordered that she need not be detained in Nari Niketan any further and was free to reside with the petitioner.
3. However, since the petitioner had stated that he had been thrashed by some relatives of the girl, therefore, the Superintendent of Police, Sonipat, was directed to ensure that the FIR lodged at the instance of

the petitioner in respect of the injuries caused to him is duly and expeditiously investigated and it was ordered that a status report be filed in this Court.

4. Today a reply, by way of affidavit of Dr. Ravinder Kumar, Deputy Superintendent of Police, Sonipat, has been filed wherein it has been deposed that the matter pertaining to FIR No. 830, dated 18.10.2018, registered at Police Station City, Sonipat, has been duly investigated and although initially the FIR had been lodged only in respect of offences under Sections 323/506 IPC but subsequently offences under Sections 147/149/325 IPC have also been invoked. It has also been stated therein that the petitioner as well as his wife had named 6 assailants and that after investigation a report under Section 173 Cr.P.C. has already been filed in the Court of learned Chief Judicial Magistrate, Sonipat, on 13.1.2019 against 6 of the accused.
5. In view of the aforestated position, no further direction is required to be issued pertaining to investigation of the aforesaid FIR.
6. Since the present case has been filed mainly seeking release of detenu Chandani and who has already been released, the present petition is rendered infructuous and is disposed of as such.

February 8, 2019

mohan

**(GURVINDER SINGH GILL)
JUDGE**

Whether speaking /reasoned

Yes / No

Whether Reportable

Yes / No