

CRWP-652-2019

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

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Date of Decision:27.08.2019

Lokesh

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Tushar Gautam, Advocate,
for the petitioner.

Mr. Parveen Aggarwal, DAG, Haryana.

INDERJIT SINGH, J. (Oral)

Petitioner has filed this criminal writ petition under Article 226 of the Constitution of India read with Section 482 of the Cr.P.C. for issuance of a writ in the nature of *habeas corpus* directing respondents No.2 to 4 to get detenue-Bhawna Banssal released from the illegal custody of respondents No.5 to 10.

Heard.

Today, learned State counsel has filed report by way of affidavit of Sh. Veer Singh, HPS, Assistant Commissioner of Police, Old Gurugram, on behalf of respondent No.4. The same is taken on record.

Detenue-Bhawna Banssal is present in the Court. She states that she is residing with her parents as per her own wish and nobody has confined her in the house. She has only got performed '*pooja*' from the petitioner. She has no concern with him and she has never married with

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him. A false petition has been filed by the petitioner before this Court. Her marriage has already been fixed with some other person.

However, it is told by the detinue and her father that some boys have come, alongwith the petitioner, who may cause problem to them.

In view of the statement suffered by the alleged detinue, I find that present petition has been filed only with an intention to harass the detinue and her parents. Therefore, the present criminal writ petition is dismissed with costs of Rs.1 lakh, to be deposited by the petitioner with the CJM concerned within two months, which shall be paid to alleged detinue Bhawna Banssal as per rules. It is also made clear that if the costs is not deposited within specified time, then learned CJM concerned shall get it recovered as arrears of land revenue for payment to the detinue. Learned CJM concerned is directed to send the report after three months regarding depositing/recovering the above-said amount and payment thereof to the detinue.

ASI Harjeet Singh is deputed to leave the detinue and her father at their residence by giving proper protection. He is also directed to do the needful to protect the life of detinue as per law.

27.08.2019

parveen kumar

(INDERJIT SINGH)
JUDGE

Whether speaking/reasoned	:	Yes
Whether reportable	:	No