

CRWP-753-2019

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

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Date of Decision: 10.09.2019

Varinder Kumar @ Binder

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE INDERJIT SINGH

Present: Mr. Harjeet Savra, Advocate,
for the petitioner.

INDERJIT SINGH, J.

Petitioner has filed this criminal writ petition under Article 226 of the Constitution of India for issuance of a writ in the nature of *habeas corpus* for the release of detenue, Mandeep Kaur, from the illegal detention of respondent No.4.

I have heard learned counsel for the petitioner and gone through the record.

At the time of arguments, it is admitted that the detenue has been sent to the Children Home, Gandhi Vanita Ashram, Jalandhar, by way of judicial order passed by learned SDJM. When the detenue has been sent vide order of the court, her custody cannot be held as illegal. No petition for challenging the order of learned SDJM has been filed stating that the same is illegal. The detenue is stated to be minor. Further, it is also

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admitted that no application has been given for the release of detenue before the SDJM concerned. Furthermore, the petitioner is alleging himself as a friend of the detenue.

In view of the above, I do not find any merit in the present criminal writ petition.

Dismissed.

If the petitioner is aggrieved against the order passed by learned SDJM concerned, he is at liberty to file appropriate application before the concerned Court. If any such application is filed, learned SDJM concerned shall dispose of the same as per law.

10.09.2019
parveen kumar

(INDERJIT SINGH)
JUDGE

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