

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CRWP-1029-2019 (O&M)

DATE OF DECISION: DECEMBER 2, 2019

AMANDEEP KAUR

...PETITIONER

VERSUS

STATE OF PUNJAB AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ.

PRESENT: MS. KULWINDER KAUR, ADVOCATE FOR THE PETITIONER.

MANOJ BAJAJ, J.(ORAL)

This petition is filed by the petitioner seeking a writ petition in the nature of habeas corpus for seeking the custody of minor child, namely, Gurnoor Kaur (4 years old) who is allegedly living with Gurjit Singh (father).

On 2.11.2019, learned counsel for the petitioner sought time to place on record a copy of the suit filed by respondent No.4 against the petitioner-wife. Through CRM-W-104-2019, a copy of the civil suit has been placed on record as Annexure P-2. The headnote of suit reads as under:-

“Suit for grant of permanent injunction restraining the defendants, their agents, attorney, employee, associates from taking the illegal and forcibly custody of minor child Gurnoor Kaur (D.O.B. 30/7/2015) aged about 4 years from the lawful custody of the plaintiff i.e. father of the child, on the basis of oral and documentary evidence”

Since the parties are already before the civil Court, this Court does not find any reason to invoke the extra ordinary writ jurisdiction.

Petition is dismissed.

December 2, 2019
Gulati

(MANOJ BAJAJ)
JUDGE

Whether Reportable : Yes/No

Whether Speaking/Reasoned : Yes/No