

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

**CWP-11535-2018(O&M)
Date of decision-12.07.2019**

Gurpreet Kaur

...Petitioner

Vs.

Union of India and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. K.S. Dadwal, Advocate
for the petitioner(s).

Mr. Satya Pal Jain, Addl. Solicitor General assisted by
Ms. Gehna Vaishnavi, Central Govt. Counsel
for respondent Nos.1 and 2.

Ms. Sunint Kaur, A.A.G., Punjab
for respondent Nos.3 & 4.

Respondent No.5 already proceeded against *ex parte*.

JITENDRA CHAUHAN, J.

This writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of writ in the nature of mandamus directing the respondents to expedite the proceedings which are pending with respondent Nos.1, 2 and 4 in terms of the provisions of Extradition Act, 1962 as well as the extradition treaty between Government of India and Canada as apparent from copy of extradition treaty (Annexure P-6).

Learned counsel for the petitioner states that he be allowed to withdraw the present petition with liberty to approach the trial Court.

In view of the policy decision to grant liberty to approach the competent Court as reflected in the letter dated 11.12.2017 (Annexure RI), considering the fact that marriage in question was solemnized in the year 2016 and the petitioner was deserted by respondent No.5, who has already been declared as proclaimed offender, the trial Court is directed to pass the necessary order as per law expeditiously with regard to the extradition of respondent No.5 preferably within a period of three months from the date of receipt of certified copy of this judgment. However, in case the competent authority feels that the request made by the petitioner is not admissible, in that case, a speaking order be passed in the matter.

Disposed of accordingly.

12.07.2019

ps-I

(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No