

In the High Court of Punjab and Haryana at Chandigarh

Criminal Writ Petition No. 5 of 2019
Date of Decision: 16.1.2020

Renu

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Ms. Mannu, Advocate for
Mr. Abhimanyu Singh, Advocate
for the petitioner.

Mr. Ramesh Kumar Ambavta, AAG, Haryana.

Mr. Ramender Chauhan, Advocate
for respondent No. 4.

HARNARESH SINGH GILL, J. (ORAL)

This petition has been filed under Article 226 of the Constitution of India for issuance of directions to respondents No. 2 and 3 to get release the detenue, namely Sahil (minor)-son of the petitioner from the illegal detention of respondent No. 4.

It is a case of the petitioner herself that in the case filed under the Guardians and Wards Act, the custody of the minor was handed over to respondent No. 4 vide judgment dated 29.7.2017 passed by District Judge, Family Court, Bhiwani. Against the said judgment, the petitioner has filed an appeal i.e. FAO No. 5484 of 2017 and the matter was relegated to the Secretary, District Legal Services Authority, Bhiwani vide order dated 11.9.2019.

Since in the case filed under the Guardians and Wards Act,

custody of the minor was handed over to the father i.e. respondent No. 4, no case for issuance of directions is made out.

The petition is dismissed.

(HARNARESH SINGH GILL)
JUDGE

January 16, 2020
Gurpreet

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