

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

CRWP-89-2020

Date of decision : 10.01.2020

Hemant Kumar Yadav

.....Petitioners

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : Mr. Jai Singh Yadav, Advocate
for the petitioner.

Mr. Arjun Singh Yadav, Asstt. A.G., Haryana
for respondents No. 1, 2 and 4

Mr. Y.S. Rathore, Additional Public Prosecutor
for U.T. Chandigarh- respondent No. 3

ARUN KUMAR TYAGI, J (ORAL)

The prayer in the present petition filed under Article 226/227 of the Constitution of India is for issuance of a writ in the nature of habeas corpus for ensuring release of detenue Neha Yadav from unlawful detention of respondent No. 6 and to appoint a Warrant Officer for getting the detenue released from illegal custody of respondent No. 6 and producing her before this Court.

Vide order dated 06.01.2020 while issuing notice of motion this Court had directed respondent No. 3-Senior Superintendent of Police, Chandigarh to look into the matter personally and take appropriate action for release of the detenue in case she is found to have been unlawfully detained by respondent No. 6 and also to submit

report in this regard before this Court.

In compliance with the above said order, Senior Superintendent of Police, Chandigarh has submitted report dated 07.01.2020 mentioning therein that detenue Neha Yadav had gone with her parents at her own free will where she was not detained unlawfully by anyone and that the petitioner had filed the petition under apprehension of illegal detention of detenue Neha Yadav but now the date of her marriage as per traditional rites has been fixed for 31.01.2020 with the mutual consent of both the parties and Ms. Neha Yadav has agreed to go and live with the petitioner.

Respondent No. 3- Senior Superintendent of Chandigarh has also caused appearance of detenue Neha Yadav before this Court.

Detenue Neha Yadav has made statement that she had performed marriage with petitioner Hemant Kumar Yadav on 10.12.2019. She was living with her parents out of her own free will and was not illegally detained by her parents or any other person. Now she wants to go and live with the petitioner.

Detenue Neha Yadav is allowed to go with the petitioner.

Since, Neha Yadav had not been illegally detained by anyone including her parents and has been allowed to go with the petitioner, no further action is required to be taken in the present habeas corpus petition which is disposed of accordingly.

10.01.2020

kavneet singh

(ARUN KUMAR TYAGI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No