

219 IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP No. 3364 of 2020
Date of Decision: 16.06.2020

Tarlochan Singh

.... Petitioner

Versus

State

... Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. S.P.S.Tinna, Addl. AG, Punjab.

ANIL KSHETARPAL, J. (ORAL)

An e-mail was treated as Criminal Writ Petition and on 02.06.2020 the following order was passed:-

“Case taken up through video conferencing.

A written complaint dated 25.05.2020 was received in this Court from Tarlochan Singh s/o Rakha Singh, resident of Mohala Aranhalli, PO Rahon, Distrcit SBS Nagar, through e-mail, which has been treated as criminal writ petition under Article 226 of the Constitution of India, in the nature of Habeas Corpus.

It is stated in the complaint that son of petitioner, namely, Hardeep Singh has been illegally detained by the police of Police Station Rahon.

Notice of motion be issued to the State of Punjab.

At this stage, Mr. Dhruv Dayal, Senior Deputy Advocate General, Punjab, has accepted notice on behalf of the respondent-State.

In the meanwhile, Registry is directed to appoint a Warrant Officer, to conduct a raid at the premises of Police Station Rahon, SBS Nagar or any other place as pointed out by the petitioner, immediately, which may be found necessary, so as to find out whether Hardeep Singh son of Tarlochan Singh, aforesaid, is being illegally detained there, if so, to get him

released from illegal custody. His statement in that regard be also recorded.

Since the petition has been received through e-mail and has been treated as a writ petition for Habeas Corpus, the fees/expenses of the Warrant Officer is to be assessed by the Registry, which shall be borne by High Court Legal Service Committee. The Warrant Officer shall submit his report to this Court at the earliest well before the next date of hearing, which is fixed as 16.06.2020.”

The Warrant Officer appointed by this Court has submitted a report dated 06.06.2020 in which it has been stated that the alleged detainee Hardeep Singh son of Tarlochan Singh, resident of Mohalla Arranhalli, P.O. Rahon, District SBS Nagar was apprehended vide G.D.No. 44 dated 25.05.2020 Police Station Sadar, SBS Nagar in connection with FIR No. 21 dated 22.03.2020 under Sections 302, 397 IPC. He was produced before the Court of Judicial Magistrate First Class, SBS Nagar on 26.05.2020 and sent to production Home, Hoshiarpur.

Keeping in view the aforesaid facts, no further order is required to be passed.

Disposed of.

(ANIL KSHETARPAL)
JUDGE

16.06.2020
Maninder

Whether reportable : Yes
Whether speaking/reasoned : No