

**IN THE HIGH COURT FOR THE STATES OF PUNJAB AND
HARYANA AT CHANDIGARH**

(Heard through VC)

CRWP No.3449 of 2020 (O&M)
Date of Decision: July 02, 2020

Bhagwan Singh Sandhu

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Anil Kumar Garg, Advocate
for the petitioner.

Ms. Monika Jalota, DAG Punjab
for respondents No.1 to 3.

Mr. Himmat Singh Deol, Advocate
for respondent No.4.

JAISHREE THAKUR, J. (Oral)

By way of instant criminal writ petition filed under Article 226 of the Constitution of India, the petitioner is seeking issuance of a writ in the nature of Habeas Corpus, directing respondent No.4 to release the detenue i.e. Smt. Tej Kaur widow of late Sh. Gurdial Singh, resident of village Fatehgarh Panjgraian, Tehsil Dhuri, District Sangrur.

Notice of motion was issued in the matter, pursuant to which status report by way of an affidavit has been filed, in which it has been mentioned that in her statement Smt. Tej Kaur has stated that after the death

of her husband, she was alone. Her elder son Baldev Singh had brought her to his residence at Mohali and is taking good care of her. She categorically stated that her son Baldev Singh (respondent No.4) had not brought her forcibly and she is residing with him out of her free will. She further stated that in case her younger son Bhagwan Singh (petitioner herein) wanted to meet her, he can visit her at Mohali.

In view of the above status report filed by the respondent-State, no further orders are called for.

At this stage, counsel for the petitioner makes a request that the petitioner be allowed to meet his mother.

On this, counsel for respondent No.4 submits that respondent No.4 has no objection, in case, the petitioner wants to come at Mohali at his residence to meet the mother.

Both the counsel for the petitioner and respondent No.4 are in agreement that the petitioner can meet his mother at the residence of respondent No.4 at Mohali in the presence of two common relatives, one from each side.

At this stage, counsel for the petitioner suggests the name of Sukhdev Singh son of Lal Singh resident of village Maangewal, Tehsil and District Barnala (i.e. real aunt (Bua) son) from the petitioner side and counsel for respondent No.4 suggests the name of Sukhdev Singh s/o late Kartar Singh, resident of village Natt, District Sangrur from the side of respondent No.4, to which counsels for both the sides have no objection, on instructions from their respective clients.

In view of the above, the instant criminal writ petition stands

disposed of, in the aforesaid terms.

It is made clear that in case, the petitioner wanted to meet his mother residing at Mohali with respondent No.4, he can do so in the presence of aforesaid two relatives. It is also made clear that both the parties will make arrangement of the said meeting in a peaceful environment in the presence of aforesaid two common relatives.

July 02, 2020
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No