

**IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH**

106

**CRWP No.6423 of 2020
Date of decision : 03.09.2020**

Sukhwinder Kaur

.....Petitioner

Versus

State of Punjab

.....Respondent

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : None for the petitioner.

ARUN KUMAR TYAGI, J (ORAL)

(The case has been taken up for hearing through video conferencing.)

Complaint made by Sukhwinder Kaur to Hon'ble the Chief Justice, received by way of e-mail in the Chief Justice's Secretariat, as to illegal detention of her husband Dalip Kumar by the police was ordered to be treated as criminal writ petition under Article 226 of the Constitution of India (Habeas Corpus) under the titled 'Sukhwinder Kaur Vs. State of Punjab' and was accordingly listed on judicial side.

In her complaint, complainant-Sukhwinder Kaur has alleged that on 01.08.2020 police officials, who stated themselves to have come from CIA Staff Tarn Taran, searched their house and illegally took her husband Dalip Kumar with them and her efforts for his release did not get any justice.

Notice of motion.

Mr. Harbir Sandhu, Asstt. A.G. Punjab has appeared and accepted notice on behalf of the respondent-State.

Learned State Counsel has submitted that Dalip Kumar husband of the complainant-Sukhwinder Kaur was arrested on 05.08.2020 in case FIR No.230 dated 05.08.2020 registered under Section 61 of the Punjab Excise Act at Police Station City Tarn Taran and he has already been granted bail by learned Judicial Magistrate 1st Class, Tarn Taran vide order dated 11.08.2020.

Since detenue-Dalip Kumar has already been released from custody, no further action is required to be taken on the present habeas corpus petition. However, Dalip Kumar and/or the petitioner will be at liberty to avail appropriate judicial remedies for redressal of their grievance regarding illegal detention of Dalip Kumar.

In view of the above. the present petition is disposed of as having become infructuous without prejudice to availing of appropriate judicial remedies by Dalip Kumar/petitioner.

03.09.2020

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(ARUN KUMAR TYAGI)
JUDGE

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