

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

CRWP-7169-2020

Date of Decision : October 01, 2020

Mohammad Shaukeen

..... PETITIONER(S)

VERSUS

State of Haryana and others

.... RESPONDENT(S)

CORAM : HON'BLE MR. JUSTICE SANJAY KUMAR

Present: Mr. Talim Hussain, Advocate, for the petitioner.

Ms. Mahima Yashpal, Deputy Advocate General, Haryana.

...

Sanjay Kumar, J.

By way of this writ petition filed under Article 226 of the Constitution, the petitioner sought a writ of *habeas corpus* for production of his wife, viz., Rahuna, who was allegedly detained by her relations against her will at Village Pachledi, Tehsil Nagar, District Bharatpur, Rajasthan. The petitioner asserted that he and the alleged detenu had approached this Court seeking protection of their lives and liberty and secured an order on 28.08.2020 in CRWP-6536-2020 to that effect.

By order dated 11.09.2020, this Court took note of the fact that the alleged detenu, Rahuna, was stated to be 36 years of age and directed the Superintendent of Police, Nuh, District Nuh (Mewat), the 2nd respondent herein, to take appropriate measures forthwith, by contacting and coordinating with the police authorities in the State of Rajasthan, to verify whether the alleged detenu was being held against her will by her family members. This Court further directed the police authorities concerned to take necessary steps to set her at liberty, if the alleged detenu was found to have been held against her will.

Pursuant to the aforestated order, the Superintendent of Police, Nuh, filed Status Report dated 24.09.2020. Therein, he stated that ESI Tej Singh along with the police staff of Police Post, Punhana, Police Station, Punhana, were deputed to contact the alleged detenu and they did so, after associating with the local Rajasthani police. When contacted, the alleged detenu, Rahuna, informed them that she had been forcibly taken away by her uncle, Rujdar, and his accomplices, namely, Sohrab, Ramjan, Alam, Mubarik and Raheesh, in a vehicle from Punhana to Pachledi. She stated that she was handed over to her parents by the aforestated persons.

Thereupon, she was produced before the Executive Magistrate, Punhana, who recorded her statement to that effect. She also affirmed that she had married the petitioner herein and that she wanted to reside with him.

As the statement made by the alleged detenu disclosed commission of a cognizable offence, FIR No. 363 dated 19.09.2020 was registered on the file of Police Station, Punhana, under Sections 342, 365

and 34 IPC. The alleged detenu, Rahuna, was thereafter sent to the petitioner, as per her wishes.

In the light of the status report filed, Mr. Talim Hussain, learned counsel, would state that the grievance of the petitioner stands settled.

The writ petition is accordingly disposed of.

No order as to costs.

October 01, 2020
Kang

(Sanjay Kumar)
Judge

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