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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRM-M-26455-2019 (O&M)

Date of decision: 21.01.2020

RINKU

... Petitioner

versus

STATE OF HARYANA

.... Respondent

CORAM: HON'BLE MR. JUSTICE HARI PAL VERMA

Present: Mr. Sartaj Singh Thakur, Advocate,
for the petitioner.

Ms. Priyanka Sadar, AAG, Haryana.

HARI PAL VERMA, J.(Oral)

Petitioner has filed the present petition under Section 482 Cr.P.C. for setting aside the order dated 27.05.2019 passed by learned Additional Sessions Judge, Panipat whereby his application dated 22.05.2019 seeking direction to the Nari Niketan, Karnal to release the custody of the prosecutrix (wife of the petitioner) to him, was dismissed.

Briefly stated, the petitioner and Tanu (daughter of the complainant) solemnized marriage on 24.09.2018 and sought protection to their life and liberty from this Court by way of **CRM-M-42380-2018** titled as ***Tanu and another Versus State of Haryana and others*** and accordingly, vide order dated 15.02.2019, they were granted protection. Since the complainant-Santosh Rani was not happy with their marriage, an FIR No.959 dated 24.09.2018, under Sections 363, 366-A of IPC and Section 6 of POCSO Act, Police Station Model Town, Panipat, District Panipat, was

registered against the petitioner with the averments that the petitioner has taken away her daughter (minor) in order to solemnize marriage with her. Petitioner was arrested in the said FIR and the alleged victim was sent to Nari Niketan, Karnal. The petitioner applied for regular bail before this Court by way of **CRM-M-17358-2019** and vide order dated 13.05.2019, he was granted bail. Thereafter, the petitioner filed an application dated 22.05.2019 for releasing his wife from Nari Niketan, Karnal. However, vide order dated 27.05.2019, his application was dismissed by the learned Additional Sessions Judge, Panipat. It is the said order which has been challenged through the present petition.

At this stage, counsel appearing on behalf of the petitioner states that Tanu, who was sent to Nari Niketan in terms of order dated 27.05.2019 passed by learned Additional Sessions Judge, Panipat, has been released and she is staying with the petitioner.

In view of the statement of counsel for the petitioner, present petition is rendered infructuous and dismissed as such.

(HARI PAL VERMA)
JUDGE

21.01.2020
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Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No