

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

CRWP-8162-2020(O&M)

Date of decision: 14.10.2020

Takreej

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Aazam Khan, Advocate for the petitioner

Mr. Chetan Sharma, AAG, Haryana

ANIL KSHETARPAL, J. (ORAL)

This petition has been filed under Article 226/227 of the Consittiuion of India for issuance of a writ in the nature of Habeas Corpus for release of the detenue Aarastun, the petitioner's wife. The petitioner claims that respondent no. 4 to 10 have illegally detained her. It may be noted here that the petitioner alongwith his wife Aarastun has previously also filed a petition for grant of protection which was disposed of on 8.9.2020. Thereafter, once again the petitioner filed criminal writ petition no.6364 of 2020 alleging that she has been illegally detained by the private respondents. It is pleaded that the detenue at that time was released.

The petitioner has filed the present petition with the allegations that she has once again been taken away and detained illegally.

On notice, Sh. Chetan Sharrma, AAG, Haryana has

appeared and on instructions from Inspector Krishan Kumar draws attention of the Court to a document dated 5.10.2020 executed by the petitioner with the caption “*affidavit-cum-deed of divorce*”. This document is signed by the petitioner as well as four witnesses apart from attested by Sahab Khan, Notary Public.

On being confronted, learned counsel for the petitioner after getting instructions from the petitioner admits that the petitioner did sign the afore referred document on 5.10.2020.

From the reading of the petition, it is apparent that the petitioner filed the present petition on 7.10.2020 but did not chose to disclose this fact.

Keeping in view the aforesaid facts, the writ petitioner has concealed material facts from the Court and therefore, does not deserve any relief.

Hence, dismissed.

14.10.2020
rekha

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No