

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

CRWP-8909-2020

Date of decision-29.10.2020

Guranditta Singh

...Petitioner

Vs.

State of Haryana and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. K.S.Brar, Advocate for the petitioner.

MANOJ BAJAJ, J.

The writ petition has been filed under Article 226 Constitution of India for issuance of directions to the official respondents for getting released Ramandeep Kaur (detenue) who is alleged to be in illegal custody of private respondent Nos.4 to 6.

At the outset, learned counsel for the petitioner states that he has instructions to withdraw this petition.

As per the averments, the petitioner is an acquaintance of Ramandeep Kaur (detenue), who is residing with her father and brothers (respondent Nos.4 to 6). According to the petitioner, the private respondents are not allowing the detenue to meet the petitioner, therefore, he seeks issuance of a writ of habeas corpus for release of the daughter from the custody of her parents.

During the course of hearing, it is not disputed by learned counsel that respondent No.4 is natural guardian of the detenue, who is residing with her. Merely because the petitioner is an acquaintance of the daughter of respondent No.4, who is not allowed to meet her, would not

jurisdiction.

The petition contains only bald averments against private respondents and is not supported by any convincing material, therefore, considering the pleadings and the prayer made in the petition, this Court rejects his prayer for withdrawal of the petition as the same is nothing, but abuse of process of the law, therefore, the petitioner deserves to be burdened with costs.

Resultantly, the petition is dismissed with costs of Rs.20,000/- to be deposited with District Legal Services Authority, Sirsa.

Chief Judicial Magistrate, Sirsa shall ensure the recovery and deposit of the costs.

(MANOJ BAJAJ)
JUDGE

29.10.2020
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No