

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

**248**

**CRWP-1054-2019  
Date of decision: 13.01.2020**

Gandhi Devi

.....Petitioner

Versus

State of Punjab and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI**

Present : Mr. Manoj Kumar, Advocate for the petitioner.

Mr. Sandeep Singh Deol, D.A.G., Punjab.

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**ARUN KUMAR TYAGI, J (ORAL)**

The petitioner has filed present petition under Article 226/227 of the Constitution of India for the issuance of a writ in the nature of habeas corpus for appointment of a Warrant Officer, with a roving writ to search for the detenues Somi son of the petitioner, Satpal, husband of the petitioner and Anil, their neighbourer at the premises of Police Station Sadar Kharar of respondents No.1 to 3 or at any other place to be pointed out by the petitioner at the spot, and get the detenues released with their belongings from the illegal custody of the respondents forthwith.

Vide order, dated 08.11.2019, notice of motion was issued and the registry was directed to appoint a warrant officer.

In compliance with the above said order, Warrant Officer conducted requisite search proceedings and submitted his report. On perusal of report it was found that the Warrant Officer was not informed about the arrest of Somi and also about his place of custody.

There was no mention in the report as to alleged detainee-Anil. In view

of these circumstances, personal appearance of respondent No.3-SHO, Police Station, Sadar Kharar, District Mohali was ordered.

SHO, Police Station Sadar Kharar, District Mohali has appeared and stated that Warrant Officer had been informed about arrest of Somi and place of his custody and detenue-Anil was not confined in the premises of the police station. He has further stated that efforts were made to inform sister of Somi but his mobile phone was switched off and house was locked due to which she could not be informed.

Learned counsel for the petitioner has stated that the petitioner does not want to continue with the present petition and the same may be dismissed as withdrawn.

Dismissed as withdrawn.

**13.01.2020**

Vinay

**(ARUN KUMAR TYAGI)**  
**JUDGE**

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No