

CRWP No.2242 of 2019

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

CRWP No.2242 of 2019
Date of Decision: 26.02.2020

Kalawati Devi

...Petitioner

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE RAMENDRA JAIN

Present:- Mr. Pankaj Katia, Advocate, for the petitioner.
Mr. Chetan Sharma, AAG, Haryana.
Mr. Rajiv Sidhu, Advocate, for respondents No.4 to 6.

RAMENDRA JAIN, J. (ORAL)

Through instant Criminal Writ Petition under Articles 226/227 of the Constitution of India, prayer has been made for issuance of writ in the nature of Habeas Corpus to respondents No.1 to 3 to search, recover detenue respondent No.7, son of the petitioner, allegedly in custody of respondents No.4 to 6.

Producing photocopy of FIR No.0399 dated 22.10.2019 registered under Sections 364, 506 IPC at Police Station Hyatnagar, District Sambhal, learned State counsel pointed out that petitioner levelled allegations of demanding ₹5.00 lakh by respondents No.4 to 6 from the petitioner to handover custody of her missing son, whereas there is no such allegation in FIR No.118 dated 17.04.2019 registered under Section 346 IPC at Police Station Kheri Pul, District Faridabad, nor in the instant petition. Police has made extraordinary efforts to trace the son of the

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petitioner, but no clue could be found. For this reason, untraced report has been filed before the Area Magistrate. Therefore, this petition, being in the nature of habeas corpus, has rendered infructuous.

In view of above, learned counsel for the petitioner prays that he may be permitted to withdraw this petition with liberty to take appropriate recourse before the Area Magistrate.

Dismissed as withdrawn with aforesaid liberty.

February 26, 2020
R.S.

(RAMENDRA JAIN)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No