

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-2615-2019

Date of Decision: 20.02.2020

Dharam Dass

.. Petitioner

Vs.

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Abhishek Chha, Advocate for the petitioner.

Ms. Tanushree Gupta, DAG, Haryana.

...

Manoj Bajaj, J.

Petitioner has filed this petition under Article 226 Constitution of India for issuance of a writ in the nature of Habeas Corpus for release of detainee, namely, Nishu Sharma (daughter of the petitioner) from the illegal custody of respondent Nos.4 and 5.

On 26.12.2019, learned State counsel was directed to find out the status of the detainee as to whether she is residing with respondent Nos.4 and 5 willingly or otherwise.

In response to the said order, a short reply by way of affidavit of Pardeep Kumar, HPS, Deputy Superintendent of Police, Yamuna Nagar on behalf of respondent-State and statement of detainee Nishu Sharma (Annexure R-1) has been filed, wherein it is mentioned that detainee Nishu Sharma has willingly entered into the marriage with respondent No.4 and is residing with him with her own free will and consent. It is also mentioned that they had filed a CRWP-2284-2019 seeking protection to their life and liberty, which stands disposed off vide order dated 19.12.2019 with a

direction to Superintendent of Police, Yamuna Nagar to protect their life and liberty. Similar is the statements of family members (Annexures R-2 to R-7 respectively), wherein it has been stated that they have no objection to the alleged marriage performed by detainue and respondent No.4.

In view of above, nothing survives for adjudication in the present case.

The petition is dismissed.

20.02.2020
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No