

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

Criminal Writ Petition No.11 of 2021(O&M)

Date of Decision: October 01, 2021

Gurpreet Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. Mandeep Dhot, Advocate for the petitioner.

Mr. Sarabjeet Singh, AAG, Punjab.

HARINDER SINGH SIDHU, J.

This is a habeas corpus petition.

The case of the petitioner-Gurpreet Singh is that he is in friendship with the alleged detainee namely Harmanpreet Kaur daughter of Sohan Singh-respondent No.4. The alleged detainee is 22 years of age and major, but she has been kept forcibly by her parents because they want to get her married with somebody else. It is further submitted that the aforesaid detainee wishes to marry with the petitioner but due to her illegal confinement by her parents she cannot come out of her house.

Vide order dated 04.01.2021, while issuing notice of motion, the Superintendent of Police, Fatehgarh Sahib, was directed to depute a lady police official and visit the house of respondent No.4-Sohan Singh and look into the matter and proceed further in accordance with law. It was also made clear that wishes of the girl, who is major, shall be of paramount importance and status report was ordered to be filed.

Status report dated 09.01.2021 by way of affidavit of Sukhminder

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Singh, PPS, Deputy Superintendent of Police, Circle Bassi Pathana, District Fatehgarh Sahib was filed, wherein it is stated that statement of the alleged detenue was recorded by Sub Inspector Pushpa. Harmanpreet Kaur stated that she started talking to the petitioner in the year 2019 and had met him at Gurdwara Fatehgarh Sahib. Then they decided to get married and in this regard she talked to her parents. But her parents did not like the petitioner. Thereafter, she also stopped talking with the petitioner regularly. She also stated that she has firmly decided that she will solemnize marriage with the boy chosen by her parents.

Thereafter, vide order dated 11.01.2021, the statement of the girl was ordered to be recorded before the learned Judicial Magistrate and fresh status report called, wherein, the girl stated that she wants to get married with the petitioner but with the consent of her parents and that she also wants to study further.

After the above development, on 05.04.2021 respondent No.4-Sohan Singh (father of Harmanpreet Kaur) appeared in person before this Court and stated that he has no objection to the marriage of his daughter with the petitioner.

In view of the aforesaid, Harmanpreet Kaur cannot be said to have been illegally detained by anyone, in any manner, therefore, the habeas corpus petition does not survive.

In view of above, the petition stands disposed of.

October 01, 2021

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**(HARINDER SINGH SIDHU)
JUDGE**

Whether Speaking / Reasoned	Yes
Whether Reportable	Yes / No