

(228) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-735-2020

Date of Decision:14.09.2021

ILYAS

... Petitioner

Vs.

State of Haryana and others

... Respondents

CORAM : HON'BLE MR. JUSTICE VIKAS BAHL

Present : Mr. D.C. Dhaula, Advocate
for the petitioner.

Mr. Manish Dadwal, A.A.G. Haryana.

VIKAS BAHL, J. (Oral)

By way of filing the present criminal writ petition under Articles 226/227 of the Constitution of India, petitioner prays for issuance of a writ in the nature of habeas corpus.

On 21.1.2020, a co-ordinate Bench of this Court was pleased to pass the following order:

“By way of filing the present criminal writ petition under Article 226/227 of the Constitution of India, petitioner Ilyas prays for issuance of a writ in the nature of habeas corpus.

It is stated that the persons detailed in para No.4 of the petition are being illegally detained by the private respondents.

Notice of motion for 07.02.2020.

In the meanwhile, respondent No.2-District Magistrate-cum-Deputy Commissioner, District Ambala is directed to get the premises of respondent No.4 to 6 or any other place pointed out by the petitioner Ilyas searched immediately and if the detenues mentioned in para No.4 of the petition are found to be illegally confined there to get them released forthwith. Their statements be also recorded and report be sent to this Court well before the next date of hearing.”

Learned State counsel has submitted that a detailed status report by way of an affidavit of District Magistrate-cum-Deputy Commissioner, Ambala, a copy of which is taken on record, has been filed. As per the said status report, apart from the statement of Brick Kiln owner, statement of alleged detainee, as has been alleged in the present petition, has also recorded. It is stated by the alleged detainee that they came to brick kiln in October 2019 to work of their own will and they got their due amount. They are going to their parental village with their family and luggage as per their own will. It is further submitted by them that there is nothing due against brick kiln owner and there are no bonded labour and all of them are free to move any where.

Keeping in view the aforementioned status report as also in view of the joint statement made by the alleged detainee, the present petition has become infructuous and is disposed of as such.

(VIKAS BAHL)
JUDGE

14.09.2021
rajeev

Whether speaking/reasoned **Yes/No**

Whether reportable **Yes/No**