

112-A

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-996-2021

Date of Decision: 22.02.2021

Darshan Singh

.. Petitioner

Vs.

State of Punjab and others

..Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Amrit Pal Singh, Advocate for
Mr. Harjot S. Mann, Advocate for the petitioner.

...

Manoj Bajaj, J. (Oral)

Petitioner-Darshan Singh has filed this writ petition under Article 226 Constitution of India for issuance of a writ in the nature of Habeas Corpus to search his wife, namely, Lovepreet Kaur (detenue) at the premises of respondent Nos.4 to 8, who is alleged to be in illegal custody.

In view of the order dated 22.02.2021 passed in CRWP-10595-2020 brought by his wife, the prayer made by Darshan Singh is not maintainable, as his wife has voluntarily left his company. In the said petition, Lovepreet Kaur made the following averments in para 6:

“That the petitioner is residing at the house of Narinder Singh with her own sweet will without any pressure or undue influence still she along with Narinder Singh and his family members are being harassed and apprehending danger by the hands of her husband i.e. respondent No.4, in laws and parents and even police officials are raiding the house of Narinder Singh and harassing them.”

The above makes it evident that petitioner's wife is residing

with Narinder Singh with her own consent, therefore, no ground is made out

for exercising the extraordinary writ jurisdiction under Article 226 Constitution of India, however, it shall be open for the petitioner to avail the alternative remedy in accordance with law.

Petition is dismissed.

22.02.2021
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No