

In the High Court of Punjab and Haryana at Chandigarh

**Criminal Writ Petition No. 1950 of 2021
Date of Decision: 17.3.2021**

Gursewak Singh

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present: Mr. G.S.Sidhu, Advocate
for the petitioner.

Mr. Venu Gopal Jauhar, Sr. DAG, Punjab.

Ms. Gagandeep Kaur, Advocate
for respondents No. 5 and 6.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

This petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of Habeas Corpus directing the official respondents to get released the detainee, namely, Mandeep Kaur @ Babbu, from the illegal confinement of respondents No. 4 to 6 and further to appoint a Warrant Officer for the said purpose and for recording the statement of detainee before the Judicial Officer.

Ms. Gagandeep Kaur, Advocate has put in appearance on behalf of respondent No. 5-Mukhtiar Kaur (grandmother of the detainee) and respondent No. 6-Harvinder Singh (paternal uncle of the detainee) and filed her power of attorney, through e-mail, which is taken on record.

Vide order dated 24.2.2021, passed by this Court, the State was

directed to get record the statement of detainee-Mandeep Kaur @ Babbu

before the concerned Magistrate/Illaqa Magistrate.

Today, learned State counsel submits that since detenue Mandeep Kaur @ Babbu was not available, her statement could not be recorded and the order dated 24.2.2021 could not be complied with.

Ms. Gagandeep Kaur, Advocate, who is representing respondents No. 5 and 6, has produced detenue-Mandeep Kaur @ Babbu through video conferencing and also identified her. Detenue-Mandeep Kaur @ Babbu has specifically stated that she has no connection with petitioner-Gursewak Singh son of Ranjit Singh and she is happily residing with her grandmother Mukhtiar Kaur-respondent No. 5. She further states that earlier also, she had no connection with petitioner-Gursewak Singh.

At this stage, learned counsel for the petitioner submits that he does not want to press the petition.

Dismissed as not pressed.

(HARNARESH SINGH GILL)
JUDGE

March 17, 2021
Gurpreet

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No