

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

236

CRWP-2851-2021

Date of decision: 27.04.2021

Ranjit Singh

... Petitioner

Versus

State of Punjab and others

.... Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- None for the petitioner.

Mr.H.S.Sitta, AAG, Punjab.

Mr. Bhupinder Kumar Gupta, Advocate
for respondents No.4 to 6.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

There is a whatsapp message sent in the group, by the learned counsel for the petitioner, seeking an adjournment on the ground that he is not feeling well. However, being a habeas petition, it cannot be adjourned again and again.

The present petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of habeas corpus with a roving writ directing the respondents No.1 to 3 to get released detainee, namely, Mandeep Kaur, wife of the petitioner, who is alleged to have been illegally detained by respondents No.4 to 6, by appointing a Warrant Officer.

Learned counsel for the petitioner submits that Mandeep Kaur, the alleged detainee, is the legally wedded wife of petitioner. The marriage was performed on 18.01.2021 and both of them approached the High Court for grant of protection to their life and liberty and the same was granted on

17.03.2021 and the Senior Superintendent of Police, Hoshiarpur was directed to decide the representation and grant protection to them, if any threat to their life and liberty is perceived.

Vide order dated 19.03.2021, this Court had directed the Senior Superintendent of Police, Hoshiarpur-respondent No.2 to depute some gazetted police officer to visit the house of respondents No.4 to 6 and to enquire as to whether the detainee was residing there with her own consent or she had been illegally detained by the private respondents.

In compliance of the order dated 19.03.2021, reply by way of an affidavit dated 19.04.2021 of Deputy Superintendent of Police, Mukerian, District Hoshiarpur, has been filed.

As per the said affidavit, in her statement recorded on 25.03.2021, the detainee though has admitted her marriage with the petitioner, but stated that after the marriage, the petitioner had started harassing her which is why she left his company to live at her maternal uncle's home. She further stated that she did not want to live with Ranjit Singh (petitioner). Besides that, statements of private respondents, were also recorded.

It is clear that the detainee is major and is residing with her maternal family of her free will .

In view of the above, no further orders are required in the present petition.

Disposed of.

27.04.2021

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(HARNARESH SINGH GILL)

JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No