

CRWP-4657-2021

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

CRWP-4657-2021

Date of decision: 23.06.2021

Karamjit Singh

...Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Ranjit Saini, Advocate for
Mr. Ranjit Sharma, Advocate,
for the petitioner.

Mr. Avtar Singh Sandhu, Addl. A.G.Punjab.

Mr. Ramandeep Singh Gill, Advocate for
respondents No.4 and 5.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Present criminal writ petition has been filed under Article 226 of the Constitution read with Section 482 Cr.P.C. for the issuance of a writ in the nature of *habeas corpus*, by appointing a Warrant Officer, to search detenue-Harsimranjit Kaur, daughter of the petitioner, and to get her released from the alleged illegal custody of respondents No.4 and 5.

A Coordinate Bench, on 19.05.2021, appointed a Warrant Officer directing him to search the whereabouts of the alleged detenue, at the address mentioned in the writ petition or at any other place(s) as may be indicated by the petitioner, and if, she is found in the illegal custody of respondents No.4 and 5, she be got released forthwith.

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In compliance thereof, the Warrant Officer has visited the house of respondent No.4 and found the detenue sitting in a room. On being conversed by the Warrant Officer, she stated that respondent No.4 took her to Chandigarh by showing the false dreams and had prepared a false document of marriage by misleading her; that she had been residing with respondent No.4 for the last one month; that he gave beatings to her repeatedly in a drunkard condition and had abused her, and that his mother also did not behave properly. She also stated that she was not willing to stay with respondent No.4 and wanted to go with her father. The warrant Officer has also recorded her statement in the presence of Constable Amandeep Kaur. It is also stated in the report that in view of the statement got recorded by the detenue, her custody was handed over to the petitioner.

The report dated 28.05.2021 of the Warrant Officer, annexed with the statement dated 24.05.2021 of the detenue, is taken on record as Mark-A.

Learned counsel for the petitioner submits that the detenue is now in the custody of her father-petitioner, and therefore, he does not want to pursue the present petition.

Disposed of accordingly.

23.06.2021

parveen kumar

(HARNARESH SINGH GILL)

JUDGE

Whether reasoned/speaking?

Yes/No

Whether reportable?

Yes/No