

**Sr.No.231**

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

**CRWP-4846 of 2021**

**Date of decision:19.07.2021**

**Aameen**

**... Petitioner**

**versus**

**State of Haryana and others**

**... Respondent**

**Coram: Hon'ble Mr. Justice Arvind Singh Sangwan**

**Present:** None for the petitioner.  
Mr. Chetan Sharma, AAG, Haryana  
Mr. Arjun Atri, Advocate  
for respondents No.5 and 6.

**Through Video Conference**

**Arvind Singh Sangwan, J.(Oral)**

No one has put in appearance on behalf of the petitioner. Even on the last date there was no representation.

Prayer in this petition is for issuance of writ in the nature of habeas corpus directing the official respondents to recover the daughter of the petitioner-detenu, namely, Sadarbi who is stated to be 15 years of age and is in illegal confinement of respondents No.5 and 6.

On 27.05.2021 the official respondents were directed to produce the detenu before the Illaqua Magistrate/Duty Magistrate on 01.06.2021 for recording of her statement and submit a report whether she is in illegal confinement of respondents Nos.5 and 6 or not and whether she is willing to accompany her father-petitioner.

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Status report by the State is already on record.

As per the status report, filed by Additional Chief Judicial Magistrate, Mewat it is stated that on 01.06.2021 the statement of the detenue/girl namely, Sadarbi was recorded wherein she stated that she do not want to accompany her father. She also produced her Adhar Card showing date of birth as 02.06.2001 whereas the petitioner Aameen-father has produced a Adhar Card showing her date of birth as 01.01.2006.

A perusal of the statement of Sadarbi recorded by Additional Chief Judicial Magistrate, Mewat further showed that she has performed marriage with one Jai Ram-respondent No.6 and want to stay in her matrimonial home with her husband Jai Ram-respondent No.6 as she is 20 years of age.

Reply by way of affidavit of DSP, HQ Nuh is also on record, wherein a similar plea has been taken.

After hearing the counsel for the parties, considering the fact that during verification the detenue is found to be 20 years of age and she has stated before the Illaqua Magistrate that she has performed marriage with one Jai Ram-respondent No.6 and want to stay with her, this petition is rendered infructuous.

**19<sup>th</sup> July, 2021**

Shivani Kaushik

**[ARVIND SINGH SANGWAN]**

**JUDGE**

Whether speaking/reasoned      Yes/No

Whether Reportable              Yes/No