

117

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

CRWP-5864-2021

Date of Decision: 28.06.2021

Vipin Kumar

.. Petitioner

Vs.

State of Haryana and others

..Respondents

CORAM: HON'BLE MR. JUSTICE MANOJ BAJAJ

Present: Mr. Johan Kumar, Advocate for the petitioner.

...

Manoj Bajaj, J. (Oral)

By means of this writ petition under Article 226 Constitution of India, petitioner has prayed for issuance of directions to respondent Nos.1 to 3 to search/release detenue Anuradha, his wife from the illegal custody of private respondents.

Learned counsel has argued that the petitioner married Anuradha d/o Om Parkash on 08.02.2021, against the wishes of her parents and other relatives (respondent Nos.4 to 8) and resided together till 16.04.2021, when his wife was forcibly taken away by private respondents in his absence. He submits that in the said incident, the mother, brother and sister of the petitioner were also detained and given beatings, but after some time, his mother, brother and sister were released. According to the learned counsel, the wife of the petitioner is in illegal detention of private respondents, therefore, he prays for issuance of writ of habeas corpus for her release.

After hearing the learned counsel, this Court finds that the alleged incident took place on 16.04.2021, but in this regard neither any

medico legal report of the mother, brother and sister of the petitioner has been placed on record nor any complaint has been made to the police. Apart from it, the bald averments of the petitioner regarding his marriage with Anuradha are not acceptable, and the petition is founded on disputed facts, therefore, this Court is not inclined to exercise extra ordinary writ jurisdiction, as the alternative remedy is available with the petitioner.

Dismissed.

28.06.2021
Jasmine Kaur

(MANOJ BAJAJ)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No