

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(222)

CRWP No. 9413 of 2021

Date of Decision : 26.10.2021

Rekha Devi

...Petitioner

Versus

State of Punjab and others

...Respondents

(through video conferencing)

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Suresh Verma, Advocate for the petitioner.

Mr. Kirat Singh Sidhu, Deputy Advocate General, Punjab
alongwith SI Jasbir Kaur, P.S. Focal Point, Ludhiana City with
detenue Sapna @ Kajal.

Harsimran Singh Sethi J. (Oral)

The present petition has been filed for recovery of the minor daughter of the petitioner, namely, Sapna @ Kajal from the illegal custody of respondents No. 4 to 7.

On 30.09.2021, the following order was passed by a Co-ordinate Bench of this Court :-

“This petition has been preferred under Article 226 of the Constitution of India for the issuance of roving writ or direction especially in the nature of habeas corpus to recover minor daughter of the petitioner namely Sapna @ Kajal, who is alleged to be in illegal custody of respondents No.4 to 7.

Learned counsel for the petitioner submits that Sapna @

Kajal is aged 14 years. Earlier she was also kidnapped by respondent No.4 on 23.07.2021 and was rescued by her parents. Respondent No.4 openly declared that he will kidnap the daughter of the petitioner. Sapna @ Kajal was again kidnapped on 16.08.2021 for which FIR No. 228 dated 24.08.2021 registered under Sections 363, 366-A IPC at Police Station Focal Point, Ludhiana is pending consideration before the Police.

Notice of motion for 08.10.2021.

Respondent No.3 is directed to produce the alleged detainee Sapna @ Kajal before this Court through video conferencing on the date fixed.

Today, the alleged detainee was produced before this Court through video conferencing and has been stated to be recovered from District Jalaun, Uttar Pradesh and is being taken for production before the Competent Court of Law in respect of FIR No. 228 dated 24.08.2021, registered under Sections 363, 366-A IPC at Police Station Focal Point, Ludhiana.

Learned counsel for the petitioner submits that keeping in view the facts, which have emerged after filing of the petition, the petitioner does not wish to press this petition any further and the same may kindly be disposed of as such.

Ordered accordingly.

October 26, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No