

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(241)

CRWP-9433-2021

Date of decision:- 02.11.2021

Pooja

...Petitioner

Versus

The State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Mr. Rajesh Kapila, Advocate for the petitioner.

Mr. Gurmeet Singh, AAG, Haryana.

...

SUVIR SEHGAL, J. (Oral)

Instant petition has been filed under Article 226 of the Constitution of India for issuance of a writ in the nature of Habeas Corpus for appointment of a Warrant Officer to raid the premises of respondents No.3 and 4 and to recover the detenues namely, Tirath son of Om Parkash, Johny son of Mohan Lal, Ramesh son of Barkat and Karamvir son of Arjun Ram, from the illegal confinement.

Vide order dated 30.09.2021, this Court appointed a Warrant Officer to visit the place where the detenues have been allegedly illegally detained and submit a report, which have filed. As per the report, the detenues were not found at the places pointed out in the petition.

Vide order dated 07.10.2021, this Court directed the State to file a status report. In response to which, an affidavit of Deputy Superintendent of Police, A.E.C., Kaithal has been filed on behalf of respondents No.1 to 4

wherein it has been submitted that all the four above named persons have been arrested in FIR No.411 dated 25.08.2021 registered for offences under Sections 457, 380 IPC at Police Station Civil Lines, Kaithal and they are involved in another case bearing FIR No.475 dared 28.08.2021 registered under Sections 380, 457 IPC at Police Station City Kaithal in which they are yet to be arrested.

In view of the above affidavit, it cannot be said that the detenues have been illegally detained.

Petition is disposed of.

02.11.2021
Kamal

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No