

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

**241**

**CRWP-10205-2020  
Date of decision: 11.01.2021**

Suresh Kumar

.....Petitioner

Versus

State of Haryana and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI**

Present : Ms. M.N. Jajoria, Advocate  
for the petitioner.

Ms. Geeta Sharma, DAG, Haryana  
for respondents No.1 to 3.

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**ARUN KUMAR TYAGI, J. (ORAL)**

(The case has been taken up for hearing through video conferencing.)

The petitioner has filed the present petition under Article 226 of the Constitution of India for appointment of a warrant officer to raid the premises of respondent No.5 to 11 and to recover detainee namely Vikas aged about 22 years, son of the petitioner, who is stated to be in illegal confinement of respondents No.5 to 11 with further direction to official respondents to produce the detainee before this Court.

In compliance with order dated 05.12.2020, official respondents have submitted status report. In the said report it is submitted that a raid was conducted by local police at the house of respondent No.7-Kavita, respondent No.8-Parveen and respondent No.10-Makhan Singh but the detainee-Vikas was not found there. Raid was also conducted on the house of Vikram where also detainee was not

found. FIR No.862 dated 16.11.2020 under Sections 363, 366, 343, 376(2)(n)(d) read with Section 34 of the Indian Penal Code, 1860 has been registered against him and action would be taken against him in accordance with law.

On 21.12.2020, learned State Counsel, on instructions from SI Vidyanand, had submitted that Vikas has been arrested in the above-said case on 15.12.2020 and is now in judicial custody at District Jail, Bhiwani. These facts have not been disputed by learned Counsel for the petitioner.

Since the petitioner was not found to be in illegal custody earlier and has been subsequently arrested and remanded to judicial custody, no further proceedings are required to be taken in the present habeas corpus petition which is disposed of accordingly.

**11.01.2021**

Vinay

**(ARUN KUMAR TYAGI)**  
**JUDGE**

Whether speaking/reasoned : Yes/No  
Whether reportable : Yes/No