

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

236

CRWP-647-2022

Decided on : 15.07.2022

Kuldeep Singh

. . . Petitioner

Versus

State of Punjab and others

. . . Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

PRESENT: Mr. Shadab Ahmad, Advocate for
Mr. Pankaj Garg, Advocate
for the petitioner.

Mr. Sarabjit S. Cheema, AAG, Punjab.

VIKAS BAHL, J. (Oral)

The present Criminal Writ Petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of Habeas Corpus and for appointment of a Warrant Officer by way of issuance of roving writ to produce the detenue named in the head note of the petition.

On 22.03.2022, this Court was pleased to pass the following order:-

“Learned State counsel submits that as per his instructions, the detenue has given statement that she wishes to reside with her parents.

Learned State counsel prays for one week time to file reply.

Adjourned to 07.04.2022.

Reply be filed on or before the next date of hearing, with an advance copy to learned counsel for the petitioner.”

In pursuance of the above order, the status report has been submitted and the statement of the said alleged detainee who is the daughter of respondent No. 4, has been recorded. The relevant portion of the said statement is reproduced hereinbelow:-

“Statement of Sandeep Kaur daughter of Bikkar Singh resident of Ward No.11, Villahe Lalpur Sekhan, District Ganganagar, aged about 18 Years, Mobile No.9784015048.

Stated that I am resident of above mentioned address. I with my own free Will had performed marriage with Kuldeep Singh son of Mithu Singh resident of Alisher-Kalan, District Mansa on 14.12.2021 and I had filed a protection petition bearing No. CRWP/11903/2021 before the Hon'ble Punjab and Haryana High Court at Chandigarh, seeking threat at the hands of my parents but after the marriage due to difference in temperaments in between me and Kuldeep Singh. Due to which, a panchayat was convened at village Alisher-Kalan. Where I with my own free Will had gone to village Lalpur Sekhan along with my parents and still now I am residing with my parents. I was not threatened by anyone. Now I do not want to reside with Kuldeep Singh and wants to reside with my parents. I do not have any threat from anyone and nor does anyone had detained him. Statement is read over and found to be correct.

*(Sandeep Kaur)
Sd/- Sandeep Kaur (above mentioned)”*

A perusal of the above statement would show that the detainee does not wish to reside with the present petitioner on account of temperamental issue and even a panchayat was also held at village Alisher-Kalan.

In view of the above statement, learned counsel for the petitioner does not want to press the present petition and seeks to withdraw the same.

In view of the same, present petition is dismissed as withdrawn.

(VIKAS BAHL)
JUDGE

July 15th, 2022
Mehak

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No