

219 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-1301-2022
Date of Decision: 17.02.2022

Tule Ram ...Petitioner

Versus

State of Haryana and others ...Respondents

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

Present: Mr. Rahul Jaswal, Advocate
for the petitioner.

Mr. Pardeep Prakash Chahar, DAG, Haryana.

PANKAJ JAIN, J. (ORAL)

This petition has been filed under Article 226 of the Constitution of India seeking a writ in the nature of habeas corpus, whereby the petitioner has sought production and release of his daughter namely, Annu, aged about 19 years, alleging that she has been confined in illegal custody by respondent No.5-Vikas.

While issuing notice of motion, this Court on 11.02.2022 passed the following order :-

1. *Issue notice only to official respondent Nos.1 to 4.*
2. *Mr. Pradeep Prakash Chahar, Deputy Advocate General, Haryana, appears and waives service of notice on behalf of the afore respondents.*
3. *The petitioner is the father of one, Annu, who is aged about 19 years. It is averred in the petition, that Annu has been unlawfully removed/abducted from the custody of the petitioner, by private respondent No.5 (Vikas).*
4. *Therefore, the petitioner/father seeks issuance of a writ in the nature of habeas corpus, upon, official respondents No.1 to 4, for producing the above Annu, before this Court, for hers making a statement, whether she has been removed with her consent from the custody of the petitioner, her father, or whether she has been through, duress and compulsions,*

becoming exercised upon her, by respondent No.5, has resulted in the latter, taking to assume custody over her.

5. *Consequently, the official respondents are directed to cause the production of the above Annu, before this Court on 17.02.2022.*

In compliance of the aforesaid order, today, the alleged detainee Annu has been produced before this Court. On instructions received from ASI Narinder and HC Pooja, Mr. Pardeep Prakash Chahar, learned DAG, Haryana has verified that the person produced before the Court is Annu, d/o Tule Ram resident of Village Ahulana, Tehsil Ganaur, District Sonipat.

On the asking of the Court, the produced detainee states that she is living with respondent No.5- Vikas out of her own will and denies allegations of any illegal confinement.

Keeping in view the aforesaid statement made by the detainee, no cause of action survives. Thus, the present petition is disposed off having been rendered infructuous.

Ordered accordingly.

(PANKAJ JAIN)
JUDGE

February 17, 2022
Manpreet

Whether speaking/reasoned	:	Yes
Whether reportable	:	No