

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

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CRWP-1556-2022

Date of Decision: 28.02.2022

Akashdeep

....Petitioner

Versus

State of Punjab and others

...Respondents

CORAM:HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: Mr. R.S. Sidhu, Advocate for the petitioner.

Mr. B.S. Sewak, Addl. A.G., Punjab.

HARINDER SINGH SIDHU, J.

Present criminal writ petition has been filed under Section 226 of the Constitution of India seeking issuance of a writ in the nature of Habeas Corpus for releasing Neelam Rani-wife of the petitioner from the illegal custody of respondents No. 4 and 5.

The petitioner claimed that his wife Neelam Rani was being illegally detained by respondents No. 4 and 5 (parents of Neelam Rani).

Vide order dated 21.02.2022, the Senior Superintendent of Police Tarn Taran was requested to ascertain whereabouts of Neelam Rani, get her statement recorded and file an affidavit.

The necessary affidavit of Sh. Gulneet Singh Khurana, IPS, Senior Superintendent of Police, District Tarn Taran has been filed, wherein it is stated that an inquiry had been marked to Deputy Superintendent of Police, Sub Division-Patti regarding the complaint submitted by the petitioner.

Neelam Rani was contacted on her mobile. She informed that her father Kirpal Singh was not well. Hence she had gone to her parental house situated at Village Chack Arniawala District Fazilka of her own free will. She stated that when her father recovers she would return to her matrimonial home. Her statement was got recorded by Lady Constable Sunita Rani on 23.02.2022 wherein she stated that her father is not well and is under treatment. When her father recovers she would go back to her matrimonial home. In support of her statement she submitted an affidavit that she had married the petitioner about a year back. Later she started having disputes with the petitioner. Now she is living with her parents at Village Chack Arniawala, District Fazilka of her own free will and she does not want to go back to her in-laws family. The statement and her affidavit is annexed as R-2/T and R-3/T. It is stated that in order to know the well being of Neelam Rani, her parental house were visited and the Deputy Superintendent of Police, Sub Division Patti submitted the report (Annexure R-4/T).

In view of the statement of Neelam Rani, it is clear that she is residing with respondents No. 4 and 5 of her own free Will. Therefore, no further directions are required to be issued in the matter and the present petition is disposed of.

[HARINDER SINGH SIDHU]
JUDGE

February 28, 2022

rashmi

Whether speaking/reasoned
Whether reportable?

Yes/no
Yes/no