

CRWP No. 2500 of 2022

[1]

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

CRWP No. 2500 of 2022

Date of Decision: 10th May, 2022

Ravinder Sharma

Petitioner

Versus

State of Haryana and others

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Mr. Sanjeev Sharma, Advocate for the petitioner.
Ms. Geeta Sharma, DAG, Haryana.

AVNEESH JHINGAN, J (Oral):

This writ petition in the nature of Habeas Corpus was filed for release of the wife and son of the petitioner from illegal detention of his in-laws.

The petition was filed through legal aid counsel.

Notice of motion was issued to the official respondents only.

The State has filed reply annexing the statement of Shakshi, wife of the petitioner wherein she has stated that she is living with her parents on her free will and that she has filed a case against her husband in the trial court and the same is fixed for 2.7.2022.

The petitioner is present in the court and is identified by legal aid counsel and he has handed over self attested photo copy of Aadhaar Card.

On a pointed query from the court, he informs that he had

already filed a petition under Section 9 of the Hindu Marriage Act, 1955 which is pending in District Court, Ambala.

It would be pertinent to note that this fact was not disclosed in the writ petition.

It is a classic case of misuse of process of law. The present petition is filed by the petitioner *prima facie* with an intention to harass his spouse and his son. Considering his conduct, the petition is dismissed with the cost of Rs.25,000/- to be recovered from the petitioner.

[AVNEESH JHINGAN]
JUDGE

10th May, 2022
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| 1. Whether speaking/ reasoned | : | Yes / No |
| 2. Whether reportable | : | Yes / No |