

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

239

CRWP-2860-2022

Date of Decision: 01.04.2022

Preetinder Kaur Sidhu

...Petitioner

Versus

State of Punjab & others

...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Ms. Jyoti Choudhary, Advocate, for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

Mr. J.S.Thakur, Advocate, for the detainee.

GURVINDER SINGH GILL, J. (Oral)

1. The petitioner has approached this Court seeking issuance of writ in the nature of *habeas corpus* for production of Ashmeet Singh Sidhu, aged about 32 years, stated to be illegally detained by the private respondents, who are none else, but wife and in-laws of the detainee.
2. At the time of issuance of notice of motion on 29.03.2022, the following order was passed:

“Notice of motion for 01.04.2022.

On the asking of the Court, Mr. Anmol Singh Sandhu, AAG, Punjab, accepts notice on behalf of respondents No.1 to 5.

Respondent No.5 i.e. Station House Officer to visit the residential premises of the private respondents and to submit a report as to whether the alleged detainee is illegally detained by them or not. In case, it is found that he has been illegally detained, then he be set free immediately. Report be submitted on next date.”

3. Today, reply on behalf of the State has been filed. The reply is accompanied by the statement of alleged detainee Ashmeet Singh Sidhu, which reads as follows.

“It is stated that I am the resident of the aforesaid address. I am a senior software engineer. In the year 2012, I have done production and industrial engineering from IIT Roorkee. I, in the year 2019, had gone abroad to Canada on permanent basis. I had returned back to India in the year 2020 and I, out of my free will, solemnized marriage with Manpreet Kaur daughter of Narinderpal Singh Baath resident of flat No.204, PSB Society Sector 79, Mohali on 17.11.2020. After the marriage, I alongwith my wife Manpreet Kaur am staying with my in-laws family as per my desire and free will, without any kind of pressure and happily. I have not been kept in illegal detention by any person. That after the marriage, my mother-father have objection to my stay along with my wife with my in-laws family. Because the thinking of my wife and my mother-father do not match with each other. Because of this reason, I am staying with my in-laws family and I am completely satisfied to stay with my wife and my lifetime. Statement has been got recorded with you, which has been heard, which is correct.”

4. In view of the aforestated reply, it is quite apparent that Ashmeet Singh Sidhu is residing with respondents No.6 to 8 on his own free will. In these circumstances, no direction is required to be issued for his production. The petition is sans merit and is hereby dismissed.

01.04.2022

Vimal

(GURVINDER SINGH GILL)
JUDGE

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