

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

(275)

CRWP-2874-2022.

Date of Decision:-07.04.2022.

Gian Kaur

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Ms. Sandeep Kaur, Advocate for the petitioner.

Mr. J.P. Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (Oral)

Mr. Dinesh Singh Rawat, Advocate has appeared on behalf of respondent Nos.5 and 6 and filed his vakalatnama. Same is taken on record. He submits that in compliance of the order dated 29.03.2022, the Warrant Officer has visited the house of respondent Nos.5 and 6 and has submitted a report along with the report of the CMO.

In the petition, it is stated that the detainee Kashmir Kaur aged about 84 years is in the illegal custody of her step son and step daughter-in-law (respondent Nos.5 and 6, respectively) and she be released.

The Warrant Officer has submitted a report that he visited the house of respondent Nos.5 and 6 and he met Kashmir Kaur (detenue) in presence of the petitioner-Gian Kaur.

Kashmir Kaur had made a statement before the Warrant Officer that she is aged about 83 years and residing at the given address

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from last 2 ½ months. Her husband died on 14.01.2022 at the age of 89 years. He retired from the Punjab government and even the detenue was working as Art and Craft Teacher. He further stated that she will go the petitioner only after discussing Col. Navneet Pal Singh-respondent No.4.

It is further submitted that Kashmir Kaur is quite active and earlier she was residing in Sector 15, Chandigarh with her husband. Thereafter, she along with the police officials were taken to the Civil Hospital, Mohali and she was got examined by Dr. Gurleen Kaur who conducted her CT-Scan and also the medical check up. As per the said CT-Scan report, no abnormality was found with detenue Kashmir Kaur except the age related cerebral atrophy.

Learned counsel appearing on behalf of respondent Nos.5 and 5 submits that the detenue was residing of her own with them who are her step son and step daughter-in-law and in fact the petitioner had initiated some civil litigation against her.

In view of the above, no further action is called.

Disposed of accordingly.

[ARVIND SINGH SANGWAN]
JUDGE

April 07, 2022.

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Whether speaking/reasoned:-

Yes/No

Whether Reportable:-

Yes/No