

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-4465-2022 (O&M)
Date of decision: 31.05.2022

Munshad Khan

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR JUSTICE ARVIND SINGH SANGWAN

Present: Mr. G.S. Gopera, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

Mr. D.R. Punia, Advocate
for respondents No.5 to 7.

ARVIND SINGH SANGWAN, J.

Prayer in this petition is for issuance of a writ in the nature of habeas corpus directing respondents No.1 to 3 to ensure release of detainee namely Murshida, aged 23 years and son Shoaib Ansari, aged 07 months, who is in illegal custody of respondents No.4 to 8, who are parents and brothers of detainee Murshida.

In pursuance of the order dated 23.05.2022, detainee Murshida was produced before the Mediation and Conciliation Centre of this Court

and she has made the following statement: -

“Stated that I was married to Munshad Khan-petitioner on 13.07.2020 and out of the wedlock a male child namely, Shaoib Ansari was born on 03.09.2021. As there was persistent demand of dowry from the in-laws side and domestic violence being inflicted upon me by my husband repeatedly and I was turned out of the matrimonial home just after 20 days of the birth of the child and now I compelled to live with my parents at Muzafarnagar. There is no pressure of any sought upon me, I am living with my parents out of my own sweet will without any pressure. I do not wish to accompany or live with my husband.”

After hearing learned counsel for the parties and considering the fact that detinue Murshida is aged about 23 years and is capable of thinking about her well being, she is set free to stay with her parents.

Accordingly, this petition is disposed of having been rendered as infructuous.

[ARVIND SINGH SANGWAN]
JUDGE

31.05.2022
vishnu

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