

**240 IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH  
CRWP-5150-2022  
Date of Decision: 13<sup>th</sup> September, 2022**

Kala

... Petitioner

Versus

State of Punjab and others

... Respondents

**CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN**

Present : Mr. Vikram Satpal Anand, Advocate for the petitioner.  
Mr. M.S. Bajwa, DAG, Punjab.

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**AVNEESH JHINGAN , J.(Oral)**

This writ petition in the nature of Habeas Corpus is filed for release the detenue namely Sandhya minor daughter of petitioner.

In the petition, it is alleged that respondent No. 5 Malkit Singh on pretext of performing marriage had abducted the detenue.

Notice of motion was issued.

Learned State counsel has produced the copy of the statement recorded of detenue before Judicial Magistrate 1<sup>st</sup> Class, Ferozepur under Section 164 Cr.P.C., wherein she stated that initially her parents were ready to solemnize her marriage with Malkit Singh but later they refused. The couple left their house and performed marriage at Michal Hostel, Sonapat, Haryana and she is willingly living with her husband. In the statement, she has disputed her date of birth.

Without commenting upon the validity of the marriage and with regard to the controversy of the age, considering the statement made by the detenue, she is not in illegal detention, no further directions are called for.

The petition is dismissed.

**(AVNEESH JHINGAN )  
JUDGE**

**13<sup>th</sup> September, 2022**

*Parveen Sharma*

Whether reasoned/speaking  
Whether reportable

Yes/No  
Yes/No