

IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH

212

CRWP-5639 of 2022

Date of decision : 14.06.2022

Badal Masih

... Petitioner

Versus

State of Punjab and others

.. Respondents

CORAM : HON'BLE MR.JUSTICE JASJIT SINGH BEDI

Present : Mr.Akshay Bansal, Advocate
for the petitioner.

Mr.Bhupender Beniwal, AAG, Punjab.

Jasjit Singh Bedi, J.

The present petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ, order or direction especially in the nature of Habeas Corpus directing respondents No.1 and 2 to recover the detenues, namely Balbir Masih and Mandeep and to produce them before this Court as both are in illegal custody of respondent No.3.

On 08.06.2022, the following order was passed:-

“Instant petition has been filed under Article 226/227 of the Constitution of India for issuance of a writ, order or direction especially in the nature of Habeas Corpus directing respondents No.1 and 2 to recover the detenues, namely Balbir Masih and Mandeep and to produce them before this Court as both are in illegal custody of respondent No.3.

Notice of motion to respondent Nos.1 and 2 only for 14.06.2022.

The Registry is directed to appoint a Warrant Officer, who shall search the whereabouts of the alleged detenues, at the address mentioned in the writ petition or at any other place(s) as may be indicated by the petitioner, and if, they are found in illegal custody of respondent No.3, they be got released forthwith. The fee and journey charges of the Warrant Officer shall be determined by the Registry as per the Rules and borne by the petitioner.

The specific report of Warrant Officer be also placed on record before the next date of hearing.”

In terms of the aforesaid order, a report has been submitted by the Warrant Officer namely B.S.Virk. As per the said report, the Warrant officer along with petitioner and Mr.Mandeep Sanger, Advocate reached the Police Station Lohia where SI-Balkar Singh was present. SHO-Sukhdev Singh disclosed to the Warrant officer and the petitioner that both Balbir Masih and Mandeep were arrested in connection with FIR No.27 and 28 (Flag 'A' and 'B') dated 03.03.2022. He further stated that both had been produced in the court of Ms.Kushdeep Kaur, JMIC, Nakodar and they were on police remand for 02 days. SHO also supplied zimni reports regarding seeking their remands.

In view of the above report submitted by the Warrant officer, no further order is required to be passed in the matter.

Petition stands disposed of.

14.06.2022
sd

(JASJIT SINGH BEDI)
JUDGE

Whether speaking/reasoned	:	Yes/No
Whether Reportable	:	Yes/No