

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

243

CRWP-7225-2021

Date of decision :16.03.2022

Rinku Masih

.....Petitioner

VERSUS

State of Punjab and Others

.....Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present:- Mr. Lovepreet Singh, Advocate, for
Mr. Munish Raj, Advocate, for the petitioner.

Mr. Sukhbeer Singh, AAG, Punjab.

Mr. B. B. S. Randhawa, Advocate, for respondents No.6 and 7.

VINOD S. BHARDWAJ, J. (Oral)

The instant petition has been filed for issuance of a writ seeking release of minor daughter of the petitioner alleged to have been illegal custody of private respondents.

Pursuant to the notice issued, a status report by way of affidavit of Maninderpal Singh, PPS, Deputy Superintendent of Police, Detective, Pathankot has been filed. The same reads thus:

- “(4) *That is humbly submitted that during the investigation, the death of birth of victim verified by the Principal, Govt. High School, Bhatoya, District Gurdaspur. As per the report, the date of the birth of the victim is 02.03.2005. Hence she is minor and about 16 ¼ years.*
- (5) *That is humbly submitted that the victim was traced on 07.08.2021 and sent to the Temporarily Child Help Line, Pathankot. The statement of the victim under Section 164 Cr.P.C., in the Ld. Court of Sh.Gurdev Singh, JMIC, Pathankot on 09.08.2021. The Ld. Court passed the order dated 09.08.2021 that “Investigating Officer moved another*

application for passing of appropriate order qua the custody of prosecutrix as she is minor. Investigating Officer is directed to produce the minor prosecutrix before District Child Welfare Committee, Pathankot at the earliest.” In compliance of the order of the Ld. Court, the prosecutrix produce to District Child Welfare Committee, Pathankot on 09.08.2021, The committee handed over the victim to her parents. Now the victim is residing her parental home. It is further submitted that the offence under Section 376 & 6 POCSO Act was added in the above said case vide G.D. No.48 dated 09.08.2021.

(6) That it humbly submitted that the respondent No.4 namely Ajay Masih has been arrested on 07.08.2021 and lodged in Jail.”

In view of the averments contained in the status report, the petitioner does not press the instant petition at this stage.

Dismissed as not pressed.

(VINOD S. BHARDWAJ)
JUDGE

16.03.2022
anil

<i>Whether speaking/reasoned :</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>