

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

206

**CRWP-6353-2022  
Decided on : 21.11.2022**

Sandeep Sharma

. . . Petitioner(s)

Versus

State of Haryana and Others

. . . Respondent(s)

**CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH**

**PRESENT:** None for the petitioner.

Mr. Vikas Bhardwaj, AAG, Punjab.

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**SANJAY VASHISTH, J. (Oral)**

On 01.07.2022, following order was passed by co-ordinate  
Bench of this Court:-

*“Present: Mr. Archit Kaushik. Advocate for the  
petitioner.*

*At the outset, learned counsel for the  
petitioner submits that in a hurry to institute this  
petition there has been an inadvertent slip in the  
memo of parties inasmuch as the address of  
respondent Nos.3 and 4 is not mentioned.  
Accordingly, the amended memo of parties filed in  
Court, is taken on record. Office to append it at the  
appropriate place.*

*Learned counsel for the petitioner  
submits that the detenues as mentioned in the head  
note of the writ petition, have been illegally  
detained by respondent Nos. 3 & 4. He requests for*

*appointment of a Warrant Officer to locate and get the detenues released.*

*Notice of motion for 08.07.2022.*

*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, the detenues are found in illegal custody of respondent Nos.3 & 4, they be got released forthwith. The fee of the Warrant Officer shall be determined by the Registry as per the Rules and borne by the petitioner.*

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

In pursuance of the abovesaid order, Warrant Officer has submitted his report dated Nil, which is taken on record.

Report says as under:-

*“For carrying out the order dated 01.07.2022 passed by Hon'ble Court. I have been appointed as warrant officer in the above noted case. I alongwith the counse! for the petitioner Sh. Archit Kaushik, Advocate reached at Police Station Meham District. Rohtak around 10.40 pm, where SHO Parhlad Singh (H-57) Inspector & Ashish (728) Head Constable, were present. I enquired*

*from the inspector about Smt. Gomti w/o Sh. Vijay Kumar Sharma as to whether she is in their custody or not. In response thereto, the inspector Parblad Singh told us that Smt. Gomti was called in the police station along with her brothers-in-law Satish and Kehsav on 28.05.2022 and on 01.07.2022 in connection with FIR no. 273/2022 registered at Police station Meham on 13.06.2022 and after joining the investigation she was sent back along with her relatives and the SHO further told us that both the aforesaid persons are not in their custody. And after that Advocate Sh. Archit Kuashik contacted his client telephonically and she told that presently she and her husband are at home. And at the end I enquired from the SHO Meham about the CCTV cameras and he told us that the same are out of order due to technical reasons for quite some time and notice issued by His Lordship to Respondent no. 3 i.e. SHO. Meham in aforesaid CRWP for 08.07.2022 has also been received by Sh. Ashish, Head Constable.*

*After visiting Police Station Meham, the counsel for the petitioner also requested to visit Police Station CIA-1 old ITI ground, Rohtak. We reached there at 11:35 pm, where ASI Ravinder Kumar (883) and ASI Vinod Kumar (887) were present and they told us that SHO SH. Anesh*

*Kumar, SI (576) has gone to rest. We enquired from ASI Ravinder Kumar about Vijay Kumar Sharma as to whether he is in their custody or not and in response thereto he contacted SHO Anesh Kumar telephonically who told us that Vijay Kumar Sharma was called in the police station along with his family members on 26.06.2022 and on 01.07.2022 in connection with FIR no. 273/2022 registered at Police station Meham on 13.06.2022 and after investigation, he went back along with his relatives and the SHO further told us that he is not in their custody. And at the end I enquired from the ASI, Ravinder Kumar about the CCTV cameras and he told us that the same are out of order due to heavy rain on 30.06.2022 and notice issued by His Lordship to respondent no. 2 i.e. SP. Rohtak and respondent no. 4 i.e. SHO CIA-1, Rohtak in aforesaid CRWP for 08.07.2022 has also been received by Sh. Ravinder Kumar.ASI.*

**At the end both the Police Station vide DDR no. 48 dated 01.07.2022 of Police Station Meham written by Ashish, Head Constable and duly signed by Sh.Archit Kaushik, Advocate counsel for the petitioner and another DDR no. 9 dated 31.07.2022 Police Station CIA-1, Rohtak written by Ravinder Kumar, ASI has intimated that both the person namely Vijay Kumar Sharma and his**

wife Gomti are not in their custody as both were called to join investigation on 26.06.2022, and on 01.07.2022 respectively in regard to FIR no. 273 dated 13.06.20-2 of Police Station Meham and after investigating both went back. And moreover counsel for the petitioner also contacted them telephonically that they are in their home and lastly regarding CCTV cameras the same are not working in both the police stations.

*After receiving the DDR, we came out from the Police Station and the counsel dropped me at my residence and he went his own.*

*Served notices of respondent nos. 2, 3 & 4 returned herewith.*

*Submitted for kind perusal.”*

Today there is no representation on behalf of petitioner.

Otherwise also, aforesaid report shows that present petition can be disposed of as nothing material for its consideration is left before this Court.

In view of the report of Warrant Officer, nothing material is left for examination of the petition, therefore, same is disposed of.

Needless to say that, in case, still there is any grievance, petitioner is free to avail appropriate remedy available to him, in accordance with law.

**(SANJAY VASHISTH)  
JUDGE**

**November 21, 2022**  
*Riya*

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