

287 IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRWP-6909-2022
Date of Decision: 20th July, 2022

Malkeet Singh

Petitioner

Versus

State of Haryana and others

Respondents

CORAM: HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present: Ms. Harpreet Kaur, Advocate for the petitioner.

Mr. Gurmeet Singh, AAG, Haryana.

AVNEESH JHINGAN, J (Oral):

The Writ petition in the nature of Habeas Corpus is filed for appointing Warrant officer to stop the marriage of detenue which is going to be solemnized on 17.7.2022.

On 17.7.2022 the following order was passed :-

“The Writ petition in the nature of Habeas Corpus is filed for release of detenue (name withheld referred to as 'Detenue').

From the pleadings it is forthcoming that petitioner had a love affair with the detenue. He had received a message from a third person that the marriage of the detenue has been fixed against her wishes.

Notice of motion to respondents No. 1 to 3 at this stage.

In the petition the complete addresses of the petitioner and the private respondents have not been mentioned.

Considering the sensitivity of the matter, let the Deputy Superintendent of Police concerned along with a lady Police Constable shall go in plain clothes and ensure the presence of the detenue and her parents before the Illaqa Magistrate for recording of their statements.

In case it is found that there is illegal detention, in that

case the Illaqa Magistrate will take appropriate steps to ensure safety of the Detenue.

Considering the nature of the directions being issued, the learned State Counsel for Haryana is called for to accept the notice and to ensure that the directions are complied with.

On asking of the Court, Ms. Dimple Jain, AAG, Haryana appears and accepts notice on behalf of respondents No. 1 to 3.

Registry is directed to handover a copy of this order to learned State Counsel today itself.

Learned State Counsel shall file the status report.

Put up on 20th July, 2022. ”

Reply dated 20.7.2022 by way of affidavit of Raj Singh, HPS, Deputy Superintendent of Police, Ambala filed by learned State Counsel annexing the statements of the detenue and her parents recorded under Section 164 Cr.P.C. are taken on record.

As per the statement of detenue, her marriage is not fixed and she does not know the petitioner.

In view of the reply filed, no further orders are called for.

Petition is disposed of as infructuous.

**[AVNEESH JHINGAN]
JUDGE**

20th July, 2022
anuradha

1. Whether speaking/ reasoned	:	Yes / No
2. Whether reportable	:	Yes / No