

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

249

CRWP-7857-2022

Date of decision : 10.10.2022

Mubin

Petitioner

V/S

State of Haryana and others

Respondents

CORAM : HON'BLE MR. JUSTICE ASHOK KUMAR VERMA

Present: None for the petitioner.

Mr. Tanuj Sharma, Asstt. A.G., Haryana
for respondents No.1 to 4.

Mr. Jamshed Ahmed, Advocate
for respondents No.4 to 8.

ASHOK KUMAR VERMA, J. (ORAL)

The petitioner has filed this petition under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of habeas corpus for releasing detenue namely Nukila wife of the petitioner from the illegal custody of respondents No.5 to 8.

Report by way of an affidavit dated 03.10.2022 of Mamta Kharab, HPS, Deputy Superintendent of Police, Crime Against Women, Nuh, on behalf of respondents No.1 to 4, has been filed in the Court today which is taken on record.

As per the above-said report the detenue-Nukila was produced before learned Illaqa Magistrate for recording her statement under Section 164 of the Code of Criminal Procedure, 1973 and she has been medico legally examined in CHC Punhana. Detenue Nukila has returned to her first husband namely Mubin (the petitioner) and she

has moved a complaint to the police against accused Javed and his co-
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authenticity of this document

accused for committing rape upon her upon which FIR No.199 dated 21.09.2022 under Sections 365, 376-D, 343, 506 and 34 of the Indian Penal Code, 1860 was registered in Police Station Bichhor against the accused persons.

In view of the above-said facts, it is clear that the detenue-Nukila is now residing with the petitioner along with her children with her own free will, no further action is required to be taken in the present petition which has become infructuous. Even otherwise none has appeared on behalf of the petitioner today and on the last date of hearing also none was appeared on behalf of the petitioner.

Dismissed as rendered infructuous.

10.10.2022

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**(ASHOK KUMAR VERMA)
JUDGE**

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