

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

119+273

**CRWP-7987-2022 (O&M)
Date of decision: 12.09.2022**

KARAN CHAND

.... Petitioner

Versus

STATE OF UT AND OTHERS

.... Respondents

CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN

Present : Mr. Arnav Kumar, Advocate for the petitioner.

Mr. Akashdeep Singh Addl. PP, U.T.Chandigarh.

PANKAJ JAIN, J. (oral)

By way of present petition, the petitioner has invoked jurisdiction of this Court under Article 226 of the Constitution of India read with Section 482 of Cr.P.C seeking writ in the nature of habeas corpus.

It was alleged by the petitioner that in terms of order dated 17.03.2022 passed by Additional Sessions Judge (Annexure P-1), it was ordered that in the eventuality of the registration of FIR, 7 days prior notice shall be served in writing on the petitioner before making arrest.

As per reply filed by the SHO-P.S., Women Police Station, Sector-17, the specific stand of the authorities is that the direction contained in order dated 17.03.2022, were complied with in the letter and spirit. FIR No.602 was registered on 01.07.2022 for the offences punishable under Sections 406 and 498A at Women Police Station and notice was served on the petitioner through Whatsapp on 05.07.2022. After serving notice on the petitioner, request was forwarded by the SHO. P.S. Women Police Station to the higher officials, which was approved on 20.07.2022. Thereafter, it was only on 22.08.2022 at about 7:11 AM that the team proceeded to Ambala to arrest

the accused person(s). All of them were arrested at 9:30 AM and the prior to their arrest, communication was recorded by way of DDR with local authorities as well.

Consequently, no case is made out to interfere in the present petition and the same is dismissed.

(PANKAJ JAIN)
JUDGE

September 12, 2022

Jyoti-IV

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