

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

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**CRWP-9967-2021
Date of Order: 19.01.2022**

HARPREET KAUR

..Petitioner

Versus

STATE OF PUNJAB AND OTHERS

..Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Rahul Bhargava, Advocate
for the petitioner.

Mr. H.S. Sullar, DAG, Punjab.

Mr. J.S. Moudgill, Advocate
for respondent No.4 to 6.

ANIL KSHETARPAL, J(Oral)

The hearing of the case is being held through video conferencing on account of restricted functioning of the Courts.

The petitioner prays for issuance of a writ in the nature of habeas corpus to direct respondent No.1 and 2 to get the custody of alleged detainee namely Abhijot Singh (aged about 5 years). The petitioner is the mother, whereas, respondent No.6 is the father of alleged detainee-Abhijot Singh, whereas respondent No.4 and 5 are grand-parents of the alleged detainee-Abhijot Singh.

In other words, the petitioner claims that the detainee-Abhijot Singh is in wrongful confinement of his father and grand-parents. Sh. J.S. Moudgill enters appearance on behalf of respondent No.4 to 6, and state that a petition under Guardians and Wards Act, 1890, is pending before the Family Court for 23.03.2022.

Keeping in view the aforesaid facts, the petitioner is relegated to the remedy before the Court where the petition under the Guardians and

Wards Act, 1890, is pending.

Disposed of.

All the pending miscellaneous applications, if any, are also disposed of.

January 19, 2022

Ay/Chetan

**(ANIL KSHETARPAL)
JUDGE**

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