

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

CRWP-8857-2022

Date of decision: 28.09.2022

Neeta Devi

.....Petitioner

versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Sahil Khunger, Advocate
for the petitioner.

Mr. Neeraj Poswal, A.A.G., Haryana.

NAMIT KUMAR, J. (ORAL)

The instant petition under Article 226 of the Constitution of India, has been filed by the petitioner for issuance of a writ in the nature of Habeas Corpus to get released the detenue, namely, Paramjeet, who is in illegal custody of respondent Nos.4 & 5.

Status report by way of an affidavit of Narain Chand, HPS, Deputy Superintendent of Police, Hisar-2, has been filed on behalf of respondent No.5 in the Court, which is taken on record. Copy thereof has been supplied to the learned counsel for the petitioner.

In pursuance to the order dated 13.09.2022, a report dated 14.09.2022 of the Warrant Officer has been received in the Court and same is taken on record. The relevant part of the said report, reads as under:-

*“I asked Respondent No.4 whether detenue -Paramjeet is
in illegal detention of Respondent No.4 and 5. She denied the*

allegation made by the petitioner and told that detenue-Paramjeet is in our custody since 04.08.2022. I directed Respondent No. 4 to call the detenue- Paramjeet. When she entered the office of the Respondent No. 4, I asked her whether she was willing to give her statement regarding her decision according to the Petitioner as mentioned in the Criminal Writ Petition. She told me that she wished to go with her mother and father and the said step is being taken by her without any pressure and threat and she further gave assurance that she will appear before this Hon'ble Court on 11.11.2022. The Statement of Detenue-Paramjeet is annexed herewith as Annexure "A".

It is further stated that earlier, father of the detenue-Paramjeet had filed a Criminal Writ Petition No. 6477 of 2022 titled as Samunder Versus State of Haryana and others Under Article 226 of the Constitution of India, for issuing of a Writ in the nature of Habeas Corpus to get released the detenue, namely Paramjeet, from the illegal custody of Taswir Singh Resident of Village Rakhi Shahpur Tehsil Narnaund District Hisar, Haryana and other Respondents, in which also, undersigned was appointed as a Warrant Officer vide order dated 06.07.2022 for releasing the detenue Paramjeet. In compliance with the said order passed by this Hon'ble Court, detenue- Paramjeet was got released from the illegal custody of Taswir Singh and other Respondents and handed over to the Petitioner - Samunder and other relatives on 07.07.2022. After that the said detenue was produced before this Hon'ble Court through her parents on 01.08.2022 and the Hon'ble Court passed the interim order that Paramjeet be lodged in Nari Niketan, Karnal and be produced on 11th November, 2022. Respondent No. 4 has given her statement in this regards that detenue Paramjeet was never illegally detained by them and lodged in Nari Niketan Karnal vide order dated 01.08.2022 passed by Hon'ble High Court. The copy of the same is annexed herewith as Annexure "B".

After one hour petitioner and her husband alongwith other relatives of the detenue-Paramjeet reached the State After Care Home (Girls), Karnal, District Karnal. Detenue Paramjeet joined the company of petitioner and other relatives and they left the said Care Home.

Therefore, it is reported that detenue, Paramjeet has been released from the custody of Respondent No.4 i.e Superintendent, State After Care Home (Girls), Karnal, District Karnal and handed over to the petitioner-Neeta Devi, her father -Samunder and other relatives.”

In view of the above, the instant petition has been rendered infructuous and the same is disposed of accordingly.

28.09.2022

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**(NAMIT KUMAR)
JUDGE**

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