

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

CRWP-11736-2021 (O&M)

Date of decision: 10.01.2022

Rajbir Singh Pannu

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Prince Sharma, Advocate for the petitioner.

Mr. Davinder Bir Singh, DAG Punjab.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Prayer in the present petition under Article 226/227 of the Constitution is for the issuance of a writ in the nature of habeas corpus to get released detenues, namely, Paramjit Kaur and her son-Jaskirat Singh, from the alleged illegal detention of respondents No.4 to 6, by appointing a Warrant Officer.

Short reply by way of affidavit dated 07.01.2022 of the Deputy Superintendent of Police, Sub-Division Valtaha, Camp at Bhikhiwind, District Tarn Taran, submitted by the learned State Counsel, is taken on record.

Vide order dated 13.12.2021 passed by this Court, respondent No.2-Senior Superintendent of Police, Tarn Taran, was directed to depute a Gazetted Police Officer for visiting the house of respondents No.4 to 6 or any

other place pointed out by the petitioner and make an inquiry as to whether the detenues have been illegally or forcibly detained by the said respondents.

As per the aforesaid short reply, alleged detainee- Paramjit Kaur, in her statement, has specifically stated that she along with her son is safely residing at her parental house with her father and brother; that she is having constant threats from the petitioner; that she had filed an application CRM-1501-2021 in CRWP-10759-2021 with the averments that she is facing danger from the petitioner and his wife and that the petitioner had forged her signatures while filing the said Criminal Writ Petition before this Court.

At this, learned counsel for the petitioner submits that SHO, Police Station, Kacha Pacca, District Tarn Taran, is relative of respondent No. 4-Baldev Singh, father of Paramjit Kaur, with whom the petitioner has live-in-relationship and the said statement was got recorded under pressure. He prays that the statement of Paramjit Kaur be recorded before this Court or the Senior Superintendent of Police, Tarn Taran.

I have heard the learned counsel for the parties.

Since the statement of Paramjit Kaur was recorded in the presence of Sarpanch and the Chowkidar of the village, it cannot be said that the said statement had been recorded forcibly. Hence, in view of the said statement of Paramjit Kaur, no further orders are called for in the present petition.

Dismissed.

(HARNARESH SINGH GILL)
JUDGE

10.01.2022

Mangal Singh

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No