

IN THE HIGH COURT OF PUNJAB & HARYANA  
AT CHANDIGARH

254

CRWP-10213-2022 (O&M)

Date of decision: 29.11.2022

BASSAR

....Petitioner

Versus

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

\*\*\*\*\*

Present : None for the petitioner.

Ms. Aditi Girdhar, AAG Haryana.

Mr. Ashish Yadav, Advocate  
for respondent Nos.4 to 8.

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AMAN CHAUDHARY. J.

Present petition has been filed for issuance of writ in the nature of Habeas Corpus for appointment of Warrant Officer to visit the spot or issuance of directions to respondent Nos.1 and 3 to produce/release the detainee (son of the petitioner namely Shahrukh Khan).

Status report dated 05.11.2022 by way of affidavit of Amit Bhatia, HPS Deputy Superintendent of Police, Rewari and reply dated 29.11.2022 by way of affidavit of Yogeshwar Mehawat has been filed on behalf of the State of Haryana and respondent Nos.4 to 8 respectively. Same are taken on record. Copies thereof have been furnished to the learned counsel for the petitioner.

Learned State counsel refers to para 5 and 6 of the reply filed by the State, which read thus:-

*“5. That the disclosed place i.e. the plot no.180, Sector-3, IMT fell within the jurisdiction of Police Station Kasola. The said place was searched by the Warrant Officer with the Police help, however, the alleged detainee Sharukh Khan was not found present in the premises. Thereafter, the Warrant Officer*

*and the Bawal Police officials went to Police Station Kasola and the arrival of the Warrant Officer was recorded at P.S. Kasola in terms of DD Entry no.02 dated 28.10.2022 timed at 12:10 am. In the meantime, a hoy named Sharukh Khan came present at the Police Station premises with his mother Bassar, the petitioner herein and his other kin. His custody was handed over back to his mother.*

*6. That respondent no.4 herein was joined in the enquiry. During the course of the enquiry, he produced the CCTV footage of the visit of the Warrant Officer to his premises and further apprised that the said Sharukh Khan was a wanted accused in connection with FIR No.182 dated 25.10.2022 registered at P.S. Bagaloor, District Bangalore and he had escaped from the Police Station during questioning.”*

Learned counsel for respondent Nos. 4 to 8 submits that the private respondents had never detained the detenue and had also not demanded any amount as has been alleged in the petition and the stand of the petitioner is completely false.

In view of the above, no further orders are required to be passed in the present case.

Petition is disposed of as having been rendered infructuous.

However, liberty is granted to the petitioner to avail of alternate remedy, available to him, in accordance with law.

**(AMAN CHAUDHARY)**  
**JUDGE**

**November 29, 2022**

*S.Sharma(syr)*

*Whether speaking/reasoned* : *Yes/No*

*Whether reportable* : *Yes/No*