

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

228

CRWP-1482-2020

Date of Decision: 31.01.2023

Suresh Kumar

...Petitioner

Versus

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE GURVINDER SINGH GILL

Present: Mr. Aseem Kaushal, Advocate, for
Mr. Manu Loona, Advocate, for the petitioner.

Mr. Gurmeet Singh, AAG, Haryana.

Mr. Gaurav Gupta, Advocate, for respondents No.4 & 5.

GURVINDER SINGH GILL, J. (Oral)

The instant petition has been filed on behalf of Suresh Kumar seeking issuance of a writ in the nature of *habeas corpus* so as to get his wife, namely, Anjali released, who is alleged to be in illegal confinement of respondents No.4 & 5.

As per the reply filed by the State, FIR No.118 dated 20.05.2019 registered at Police Station Bawal, under Section 366 IPC (Section 376 IPC added later on) was lodged against the petitioner and that the alleged victim Anjali had been handed over to her parents out of her own will.

Today, Mr. Gaurav Gupta, Advocate, has put in appearance on behalf of respondents no.4 & 5 and has stated that Anjali has been married to someone else other than the petitioner and is having a 2 years' old daughter and is residing happily in her matrimonial home and that she

was not formally married to the petitioner. It has further been submitted that after lodging of FIR No.118 dated 20.05.2019, the petitioner tried to forcibly enter into the house of Anjali and in respect of which another FIR has been lodged and the petitioner has been declared a proclaimed offender in both the aforesaid FIRs.

In view of the aforestated position, this Court finds that there is nothing to suggest that Anjali has been illegally detained by respondents No.4 & 5. The petition, as such, is dismissed.

31.01.2023

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**(GURVINDER SINGH GILL)
JUDGE**

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