

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

117

CRWP-5106-2023 (O&M)
Date of Decision: 25.05.2023

RAVINDER SINGH

....Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

....Respondents

CORAM : HON'BLE MR. JUSTICE SANDEEP MOUDGIL

Present: Mr. Rubal Garg, Advocate and
Mr. K.s. Sidhu, Advocate
for the petitioner.

Mr. Rajiv Verma, DAG, Punjab.

SANDEEP MOUDGIL, J.(ORAL)

1. The instant criminal writ petition was preferred invoking jurisdiction of this Court under Article 226 of the Constitution of India seeking a writ in the nature of habeas corpus for release of the alleged detenue Navdeep Kaur (fiancee of the petitioner) alleging that she has been illegally detained by respondent No.5-Swaran Singh.

2. Considering the prayer, this Court on 24.05.2023, directed the appointment of a Warrant Officer and to search the premises as intimated by the petitioner and for production of the detenue in the Court. A report by the Warrant Officer dated 25.05.2023, namely, Satish Grover has been received in this Court, in a sealed envelope.

3. It has been opened in the Court today and after perusing the same, it is evident that the Warrant Officer visited the house of respondent No.5 at Village Lataur, District Fatehgarh Sahib. The alleged detenue Ms. Navdeep Kaur was present in the said house with other family members and the Warrant Officer after apprising the family with the purpose of his visit

and inquired from all the family members including respondent No.5, denied the fact that they have wrongfully detained Ms. Navdeep Kaur in their house. Thereafter, Ms. Navdeep Kaur was produced before the Warrant Officer who got recorded her statement in this regard at the Police Station, which is in Punjabi Script (Annexure 'A'). A perusal of the same makes it abundantly clear that alleged detainee Ms. Navdeep Kaur stated that she is in love with petitioner and wants to marry Mr. Ravinder Singh (petitioner) with her own wish and wants to go with him without any pressure and Ms. Navdeep Kaur (detenue) also stated that she has not been detained wrongfully and is free to go anywhere.

4. After recording of the statement, the Warrant Officer has also recorded the statement of the petitioner at “Annexure B” along with his friend Mr. Sukhdeep Kumar and Hardeep Singh, whose credentials have been stated in the report, which is supported by Aadhaar Card, who assured the Warrant Officer that they will produce the alleged detainee Ms. Navdeep Kaur before the Court on 25.05.2023.

5. After recording of the statements of the petitioner Mr. Ravinder Singh, Ms. Navdeep Kaur (detenue), Mr. Sukhdeep Kumar and Mr. Hardeep Singh accompanied the Warrant Officer, who dropped them at Rajpura bypass District Patiala.

6. Today, in pursuance of the aforesaid report, the detainee Ms. Navdeep Kaur is present in Court along with the petitioner, who through her counsel states that she wants to stay with Mr. Ravinder Singh and is going to solemnize marriage with her own free will and consent without any pressure and coercion.

7. At this stage, learned State counsel also apprized the Court with regard to the age of the alleged detainee, which comes to 21 and half years

and therefore this Court do not see any adversity or infirmity in case the alleged detenue Ms. Navdeep Kaur is allowed to join the company of petitioner (Ravinder Singh) with whom she is ready and willing to solemnize marriage.

8. In the light of the aforesaid report, submitted by the Warrant Officer, which is taken on record as Mark “A”. Hence, the instant petition stands disposed of.

25.05.2023

Amandeep

(SANDEEP MOUDGIL)
JUDGE

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No