

2023:PHHC:150987

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

123/A

**CRWP-7425-2022
Date of Decision: 28.11.2023**

PRABHU KUMAR ALIAS PRABHU

...Petitioner

Versus

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM:- HON'BLE MS. JUSTICE HARPREET KAUR JEEWAN

Present:- Mr. Anmol Singh Virk, Advocate for
Mr. Abhiraj Singh Baweja, Advocate
for the petitioner.

Mr. S.S. Cheema, DAG, Punjab.

Mr. Manoj K. Sharma, Advocate
for respondents No.4 to 11.

HARPREET KAUR JEEWAN, J. (ORAL)

The present petition has been filed under Section 226 of the Constitution of India seeking issuance of writ in the nature of habeas corpus ordering the release of respondent-detenu from the illegal custody of respondents No.4 to 11.

In the status report filed behalf of respondents No.1 and 2, it has been mentioned that on 06.08.2022, detenu along with her uncle Shamsheer has come present in Police Station Sadar, Amritsar city and her statement was recorded (Annexure R-2/T). It has been stated that on 17.07.2022, her uncle, brother, father and mother had come to the house of Neelam-sister of the present petitioner and detenu with her own wish had gone along with her

CRWP-7425-2022

-2-

parents. Her family members did not do anything forcibly with her. Thereafter, detainee was also produced before Judicial Magistrate, 1st Class Amritsar and her statement was recorded under Section 164 Cr.P.C. on 06.08.2022 (Annexure R-3/T).

Learned counsel for respondents No.4 to 11 submits that the detainee is residing with her parents.

This fact is not controverted by the learned counsel for the petitioner.

In view of the aforesaid circumstances, the present petition has become infructuous and is accordingly disposed of.

**(HARPREET KAUR JEEWAN)
JUDGE**

28.11.2023

P.Bhatt

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