

[274] IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

CRWP-6885-2023

Date of Decision:15.11.2023

Manjit Kaur

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present: Mr. Amit Arora, Advocate for the petitioner.
Mr. H.S.Sitta, DAG, Punjab.

JASGURPREET SINGH PURI, J. (Oral)

[1] The present petition has been filed under Article 226 of the Constitution of India, seeking issuance of a writ in the nature of Habeas Corpus by directing respondents No.1 to 3 to produce minor daughter of petitioner i.e Pawanpreet Kaur, aged about 17 years 9 months as she has been illegally enticed away from the custody of the petitioner on 26.03.2023 by respondents No. 4 and 5.

[2] Status report by way of supplementary affidavit of Ravi Sher Singh, PPS, Deputy Superintendent of Police, Sub Division Khadoor Sahib, Camp at Shri Goindwal Sahib, District Tarn Taran has been filed on behalf of the respondents No.1 to 3/State in the Court today and the same is taken on record.

[3] Both the learned counsel for the parties have stated that the aforesaid alleged detainee has already attained the age of 18 years and is major and also of marriageable age.

[4] Mr. H.S. Sitta, learned DAG, Punjab, has stated on instructions from *ASI Sukhdev Singh* that the aforesaid girl was recovered and was produced before the learned Magistrate and her statement under Section 164 Cr.P.C was recorded in which she has stated that she has already married with respondent No.4 and she wishes to continue her marriage with him and she wants to stay with her in-laws. He further submitted that now the FIR has been registered against the aforesaid respondent No. 4 and he is in custody. He submitted that once the girl has already become major and she has expressed her willingness to stay with her in-laws, nothing survives in the present petition.

[5] Learned counsel for the petitioner submitted that in view of the status report filed by the State and also statement made by learned State counsel pertaining to the statement made by the aforesaid girl before the learned Magistrate, he does not wish to pursue the present petition and prays for withdrawal of the same.

[6] Dismissed as withdrawn.

(JASGURPREET SINGH PURI)
JUDGE

15.11.2023

'Rajneesh'

Whether speaking/reasoned
Whether reportable

Yes/No
Yes/No