

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

CRWP-7204-2023

Date of Decision: 21.07.2023

Jeet Ram

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Simranjeet Singh, Advocate for the petitioner.

Mr. Manish Bansal, Sr. DAG, Haryana.

ANOOP CHITKARA, J.

Seeking custody of his daughter, the father has come up before this Court by filing a criminal writ petition in the nature of habeas corpus.

2. Notices served upon the official respondents through the State's counsel. Given the nature of the order, this Court proposes to pass, neither the response of official respondents is required nor exists any requirement to issue notices to the private respondents.

3. On instructions, counsel for the State submits that the detainee's age is 18 years & 02 months and as per information collected from co-villagers, she has eloped with a boy of same village, who is also above 18 years of age and FIR No.106 dated 16.07.2023 to that effect has already been registered. State counsel further submits that as per the investigation, their last phone location was located in Uttarakhand and police is trying to recover the girl.

4. Given above, as and when the detainee is traced, she will be produced before the nearest female Judicial Magistrate and in case the time is not suitable immediately before Nari Niketan Center and after that produce her before the concerned Judicial Magistrate. The concerned Judicial Magistrate shall interact with her and it is the concerned Magistrate's discretion whether to record her statement under Section 164 Cr.P.C or to proceed without that and after that pass appropriate orders because the girl is adult.

5. *There would be no need for a certified copy of this order, and any Advocate for the Petitioner and State can download this order and other relevant particulars from the official web page of this court and attest it to be a true copy. The concerned officer can*

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also verify its authenticity and may download and use the downloaded copy for immediate use.

Petition is disposed of to the extent mentioned above. All pending applications, if any, stand disposed.

(ANOOP CHITKARA)
JUDGE

21.07.2023
anju rani

Whether speaking/reasoned:	Yes
Whether reportable:	No.