

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

CRWP-8865-2022

Date of decision :20.01.2023

VEER RANA

... Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

...Respondent(s)

CORAM: HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present: None for the petitioner(s).

Mr. Neeraj Poswal, Asst. A.G., Haryana.

JASJIT SINGH BEDI, J. (ORAL)

The prayer in the present Criminal Writ Petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ in the nature of mandamus directing respondent Nos.2 and 3 to protect the life and liberty of the petitioner.

Even on second call none has put in appearance on behalf of the petitioner.

On 22.09.2022, the following order was passed:-

“The prayer in the present petition under Article 226/227 of the Constitution of India is for issuance of a writ in the nature of Mandamus directing the respondents No.2 and 3 to protect the life and liberty of the petitioner.

None appears on behalf of the petitioner.

The learned counsel for the State submits that, in fact, the petitioner was married to one Priyanka Kumari Choudhary, who, after her marriage, started living with her friend Deepak, resident of DLF Phase-2, Gurugram. In the meantime, respondent No.5-Sunita Devi (mother of Priyanka Kumari Choudhary) got registered FIR No.0330 dated 14.08.2022 under Section 346 IPC at Police Station Sector 9-A, Gurugram against the petitioner-Veer Rana.

He contends that on 01.09.2022, the wife of the petitioner-Priyanka Kumari Choudhary was recovered by the police and her statement under Section 164 Cr.P.C. was recorded, wherein she stated that on being annoyed with her parents, she had gone to reside with her friend Deepak in the same building as Deepak and now she has come back to her parental home and is residing with her parents.

In the interest of justice, adjourned to 20.01.2023.

The learned counsel for the State is directed to file a reply to the present petition on or before the next date of hearing.”

Pursuant thereto, a reply by way of an affidavit of Manoj Kumar, PPS, Asstt. Commissioner of Police, Udyog, Gurugram dated 11.01.2023/12.01.2023 has been filed on behalf of respondent Nos.1 to 3 by the learned State counsel which is already on record.

As per the the said reply, the name of the petitioner has no where come forth in the FIR got registered by his mother-in-law i.e. the mother of Priyanka Chaudhary. Further, the prosecutrix i.e. the wife of the petitioner has also not named him in her statement under Section 164 Cr.P.C. Thus, there is no requirement of the petitioner by the Police.

In view of the above, no further orders are required to be passed by this Court.

Disposed of.

(JASJIT SINGH BEDI)
JUDGE

20.01.2023
JITESH

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