

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

229-CRWP-9471-2022 (O&M)

Date of Decision: 29.03.2023

SURAJ KUMAR

... Petitioner

VS.

STATE OF PUNJAB AND ORS.

... Respondents

CORAM: HON'BLE MR.JUSTICE SANDEEP MOUDGIL

Present: Mr. Kapil Khanna, Advocate for the petitioner

Mr. Mohit Chaudhary, AAG Punjab

Sandeep Moudgil, J. (Oral)

This writ petition is filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of Habeas Corpus for issuance of a direction to respondents No.2 and 3 to get released the detenue Nisha (sister of present petitioner), who is alleged to be in illegal custody of respondents No.4 to 6, and hand over her custody to the petitioner.

Notice of motion was issued and thereafter vide order dated 29.09.2022, the respondent No.2 was directed to file reply.

A perusal of the reply dated 18.10.2022 filed by SSP, Police District Khanna, District Ludhiana shows that the Nisha was found present in the in-laws house i.e. at Village Badarpur, Tehsil Ladwan, District Kurukshetra and as per her statement recorded with the concerned official, she stated that she along with her husband Rahul Kumar is residing happily in her matrimonial house and are enjoying married life and as such no further action is required since the petitioner has become infructuous.

After going through the reply filed by the respondent, the question of illegal detention of Nisha does not arise for adjudication by this Court.

Faced with this, learned counsel for the petitioner seeks withdrawal of this petition.

Prayer allowed.

Dismissed as withdrawn.

29.03.2023

V.Vishal

- 1. *Whether speaking/reasoned?*
- 2. *Whether reportable?*

(Sandeep Moudgil)
Judge

Yes/No
Yes/No