

S. No.254

2023:PHHC:118330

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

CRWP No.8773 of 2023

Date of Decision:11.09.2023

Major Singh

.....Petitioner

Vs.

State of Punjab and others

.....Respondents

CORAM:- HON'BLE MR. JUSTICE DEEPAK GUPTA

Present:- Mr. Manoj R. Sharma, Advocate for the petitioner.

Mr. P.S. Pandher, AAG, Punjab.

DEEPAK GUPTA, J. (Oral)

By way of Criminal Writ Petition filed under Articles 226 and 227 of the Constitution of India, prayer is made for issuance of a writ in the nature of habeas corpus for release of detenue wife of the petitioner – Major Singh who has been kept in the illegal custody by respondent No.4.

Report of the Warrant Officer has been received in the sealed cover. It has been opened in the Court. As per the report, the Warrant Officer accompanied by the petitioner and his brother visited the premises of Police Station Kalanaur, District Gurdaspur and searched for the detenue Smt. Bimla. However, she was not found there. No case was found to be registered against said Smt. Bimla nor any complaint was found to have been registered against Major Singh.

Learned counsel for the petitioner submits that detenue Smt. Bimla is today present in the Court and that she was released subsequently. As detenue was not found to have been detained as per report of the Warrant Officer, therefore, the present petition stands disposed. However, petitioner will be at

liberty to avail appropriate remedy as available to him under law, in case detenue was allegedly detained illegally.

September 11, 2023
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(DEEPAK GUPTA)
JUDGE

Whether Speaking/reasoned	Yes/No
Whether Reportable	Yes/No