

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

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CRWP-9734-2023

Date of decision: 11.10.2023

Gurpreet Singh**...Petitioner****Versus****State of Punjab & ors.****...Respondents****CORAM: HON'BLE MR. JUSTICE PANKAJ JAIN****Present :** Mr. D.S. Virk, Advocate,
for the petitioner.

Mr. Kanica Sachdeva, AAG, Punjab.

Mr. Lupil Gupta, Advocate,
for respondents No.5 to 7.**PANKAJ JAIN J. (Oral)**

The present petition has been filed for the issuance of a writ in the nature of Habeas Corpus to direct respondents No.2 and 3 to produce the detainee namely Sapna w/o Gurpreet Singh (wife of the petitioner), who has been illegally detained by respondents No.5 to 7 with the help of respondent No.4 without any reason.

Learned State counsel has produced affidavit of the alleged detainee Sapna, which reads as under:-

“I, Sapna alias Spanpreet Kaur (Adhaar Card No. 8506 7167 5679) daughter of Raju Singh resident of Village Smadhbhai, Tehsil Baghapurana, Distt: Moga do hereby solemnly affirm and declare as under:

1. That I am permanent resident of above address.
2. That I along with Gurpreet Singh son of Lakhvir Singh r/o Smadhbhai, Tehsil Baghapurana, Distt: Moga had gone away leaving our houses and now we have returned back to our village Smadhbhai.
3. That Gurpreet Singh son of Lakhvir Singh never got married with me nor our Court marriage had taken place.
4. That neither my Anand Karaj ceremony nor marriage by

taking pheras around sacred fire by way of Hindu rites and rituals was performed with Gurpreet Singh.

5. That now I am living with parents with my desire.

6. That I have no relation with Gurpreet Singh son of Lakhvir Singh.

Deponent

Sapna

VERIFICATION:

Verified that the contents of my above affidavit are true and correct to my knowledge and belief. No part of same is false

Deponent

Sapna

ATTESTED
MANJINDER SINGH,
NOTARY PUBLIC,
DISTT:MOGA”

In view of the above, nothing survives in the present petition.

In view of the false averments made by the petitioner, the same is dismissed with costs of Rs.5,000/-.

11.10.2023
mahima

(PANKAJ JAIN)
JUDGE

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