

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-9857-2023
Date of Decision:-08.12.2023

SURESH KUMAR

... Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

... Respondent(s)

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CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

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Present:- None for the petitioner.
Mr. Vishal Kashyap, DAG, Haryana.

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JASGURPREET SINGH PURI, J. (Oral)

1. The present criminal writ petition has been filed under Article 226 of the Constitution of India for release of the detinue from the illegal custody of the respondent No.4.
2. In the present case, petition is filed on the ground that the petitioner is husband of one Laxmi Rani and they have two children of the age of 8 and 5 years and the grievance of the petitioner was that they have been taken into custody by the sister of the aforesaid Laxmi Rani and her husband. Notice of motion was issued by this Court and status report has been filed by the learned Counsel for the State by way of an affidavit of Pardeep Kumar, HPS, DSP, Traffic, Kurukshetra, and

submitted that inquiry was conducted in this case and the wife of the petitioner has stated that she was living voluntarily on her own will with her sister, since the husband of the aforesaid Laxmi Rani, who is the present petitioner had been harassing her and has given beatings and now she is residing with her sister on her own sweet will. In view of the above, the aforesaid petition for grant of Habeas Corpus does not survive as there was no illegal custody.

3. In view of the stand taken by the State counsel in the affidavit filed, nothing survives in this case and the same is hereby dismissed.

08.12.2023
Gaurav Sorot

(JASGURPREET SINGH PURI)
JUDGE

Whether reasoned / speaking?	Yes / No
Whether reportable?	Yes / No