

HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

240-CRWP-11216-2022

Date of Decision: 13.02.2023

BALJINDER SINGH

... Petitioner

VS.

STATE OF PUNJAB AND OTHERS

... Respondents

CORAM: HON'BLE MR.JUSTICE SANDEEP MOUDGIL

Present: Mr. GS Dhindsa, Advocate for the petitioner

Mr. Mohit Kapoor, Addl. AG Punjab

Sandeep Moudgil, J. (Oral)

The petitioner seeks a writ in the nature of Habeas Corpus directing respondents No.1 to 3 to release his wife Harpal Kaur who is allegedly under the illegal custody of respondent No.4.

Notice of motion was issued on 25.11.2022 and the Warrant Officer was appointed and was ordered to raid the place in search of the alleged detainee.

Today, report by the Warrant Officer has been received which concludes as under:-

“In view of the above, it is submitted that Harpal Kaur w/o Baljinder Singh was arrested on 24.11.2022 at 9.33 pm from her house at village Bamna in connection with FIR No.268 dated 24.11.2022 lodged at police station Samana and was kept in ladies police lock-up in the presence of lady constable Nasib Kaur. On 25.11.2022, she produced before Ld.Sub Divisional Judicial Magistrate, Samana Smt. Mamta Kakkar (after getting her medical examination from Civil Hospital, Samana) where the Ld. Judge sent her in police custody in Patiala Jail for two

weeks as per DDR No.36 dated 25.11.2022 (Annexure ‘D’) signed by Mehma Singh SHO PS Samana.”

Having perused the aforesaid report as well as the statement of petitioner to the effect that his wife is lodged in jail in connection with the FIR No.268 dated 24.11.2022, nothing survives in this petition which has become infructuous.

Disposed of accordingly.

13.02.2023

V.Vishal

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

(Sandeep Moudgil)
Judge

Yes/No
Yes/No