

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

CRWP-12261-2022

Date of Decision:05.01.2023

Arshjeet Singh

...Petitioner

vs.

State of Haryana and others

...Respondents

Coram : Hon'ble Mr. Justice N.S.Shekhawat

Present : Mr. Tushar Gautam, Advocate
for the petitioner.

Mr. Rajinder Kumar, Deputy Advocate General, Haryana,

N.S.Shekhawat J. (Oral)

The petitioner had filed the instant petition under Article 226 of the Constitution of India read with Section 482 Cr.P.C for issuance of the writ in the nature of Habeas Corpus, for the release of alleged detainee from the illegal custody of respondents No.3 and 4.

On the last date of hearing, a Warrant Officer was appointed by this Court, who was directed to search the whereabouts of the illegal detainee and the Warrant Officer appointed by this Court had visited police station Sadar, Ambala Cantt with Mr. Tushar Gautam, Advocate and Sh. Satpal Singh. The Warrant Officer has submitted a report dated 03.01.2023 in this regard which is taken on record. The Warrant Officer has informed the Court that he along with Mr. Tushar Gautam, Advocate and Sh. Satpal Singh made a search at police station but the aforesaid detainee was not present there. After that, SI Sukhdev Singh handed over an original copy of GD No.30 dated 24.12.2022 (Annexure 'C') and informed that Makhan Singh, alleged detainee is involved in a case FIR

No.740 dated 13.12.2022 under Sections 406, 420, 34, 467, 468, 471, 120-B IPC and Section-24 of Immigration Act, registered at Police Station Ambala Cantt and the alleged detainee had already been arrested in the said matter and he was taken to CIA Naraingarh along with the investigating team for further investigation.

Today, a status report by way of affidavit of Deputy Superintendent of Police, Ambala Cantt. on behalf of respondents No.1 to 5 has been filed and the same is taken on record.

Learned State Counsel has informed the Court that FIR No.740 dated 13.12.2022 under Sections 406, 420, 34, 467, 468, 471, 120-B IPC and Section-24 of Immigration Act, Police Station Ambala Cantt. has been registered against Makhan Singh, alleged detainee and the other co-accused and Makhan Singh has been arrested in the above case at 03:00 P.M. on 24.12.2022. Even his wife was informed telephonically in this regard.

In view of the aforementioned submissions, no further orders are required to be passed by this Court and the petition is ordered to be dismissed accordingly.

05.01.2023
hitesh

(N.S.SHEKHAWAT)
JUDGE

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