

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

CRWP-872-2024

Date of decision : 23.07.2024

Harpreet Kaur and another

.....Petitioners

versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Mohd. Yusaf, Advocate and
Ms. Arzoo Modi, Advocate for the petitioners.

Mr. J.S. Arora, D.A.G., Punjab.

Mr. D.P.S. Joura, Advocate
for respondents No.5 & 6.

Ms. Gagandeep Kaur, Advocate
for respondent No.7.

RAJESH BHARDWAJ, J. (Oral)

Prayer in the present petition is for issuance of writ in the nature of Habeas Corpus for release of minor daughter of the petitioner, namely, Gurnoor Kaur (detenue) aged about 8 1/2 years who has been illegally detained by the respondents No.5 & 6 and further for appointing Warrant Officer for the search of premises of respondents No.5 & 6. Further prayer has been made to direct respondent No.2 to take action against respondents No.4 to 8 especially respondents No.7 & 8 as minor (detenue) has been kidnapped from their custody.

Learned counsel for the petitioner has relied upon the judgment titled as '*Sanjana Soviya Vs. State of Madhya Pradesh and others, 2021(1) M.P.L.J.286*' and judgment passed in '*Criminal Appeal No.838 of 2019*' titled as '*Tejaswini Gaud and others Vs. Shekhar*

Jagdish Prasad Tewari and others.'

Respondent No.6 along with Gurnoor Kaur (alleged detainee) is present in the Court. This Court has interacted with the girl, namely, Gurnoor Kaur, she deposed that she wants to reside with her adopted parents i.e. respondents No.5 & 6.

This Court is satisfied with the deposition made by the alleged detainee and in view of the same, the present habeas corpus is disposed of as such. However, the parties would be at liberty to pursue their remedies as available to them under the law.

(RAJESH BHARDWAJ)
JUDGE

23.07.2024
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Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No