



205

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

CRWP-1989-2024(O&M)

Date of decision: 14.06.2024

Sayad Nazir Ahmed**.....Petitioner****V/s****State of Haryana and ors.****.....Respondents**

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. Nafees Ahmad Khan, Advocate for the petitioner.

Mr. Vipul Sherwal, Addl. A.G. Haryana.

Mr. Salman Ahmed, Advocate for respondent Nos.4 and 5.

DEEPAK MANCHANDA J. (ORAL)

This petition has been filed under Article 226 of the Constitution of India read with Section 482 of the Code of Criminal Procedure for issuance of suitable writ in the nature of habeas corpus for immediate release of detenu, namely, Nurul Huda, daughter of the petitioner who is the step father.

Notice of motion was issued on 06.03.2024.

Detenue-Nurul Huda has been produced in the Court today and has been identified by her mother Nazmin who is also present in Court with learned counsel for the petitioner who has produced a copy of Aadhar Card of said Nazmin, the mother of the detenue.

During the pendency of the present petition vide order dated 11.03.2024, the detenue who is stated to be pregnant was ordered to be sent to Safe House, Police Lines, Nuh, Mewat and it was ordered that proper medical treatment be provided to her.



Today, the detainee who is present in the Court and has made a statement from her own will that she is safe with her biological mother, namely, Nazmin and is ready and willing to go to her mother’s house. The said statement has also been recorded which is annexed with the status report as Annexure R-4, filed by learned counsel for the State, which is taken on record. She has also made a statement that she is not facing any threat at the hands of her husband, namely, Mohd. Basib and has stated that she got married with Mohd. Basib of her own free will without any pressure.

In view of the statement by detenu-Nurul Huda who is 8 months’ pregnant and is present in Court, the present petition has been rendered infructuous.

Disposed of as such.

Let the custody of the detainee-Nurul Huda, be handed over to the mother of the detainee, namely, Nazmin from the Safe House, Police Lines, Nuh, Mewat after medical examination by the doctor and completing the requisite formalities in accordance with law. The respondent Nos.2 and 3 are directed to ensure the custody and safety of the detainee.

Pending applications, if any, shall stand disposed of.

Copy of the order be given under the signature of the Bench Secretary.

(DEEPAK MANCHANDA)
JUDGE

14.06.2024
sapna goyal

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