



CRWP-5376-2024

[1]

In the High Court of Punjab and Haryana at Chandigarh

[229]

CRWP-5376-2024

Date of Decision: 08.07.2024

GURCHARAN SINGH

..... PETITIONER

VERSUS

STATE OF PUNJAB AND ORS.

.....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present: Mr. Lupil Gupta, Advocate with
Ms. Bhumika Sachan, Advocate for the petitioner.

Mr.J.S. Arora, DAG, Punjab.

RAJESH BHARDWAJ, J. (ORAL)

1. Through this Criminal Writ Petition filed under Article 226/227 of the Constitution of India read with Section 482 Cr.P.C., the petitioner seeks issuance of a writ in the nature of Habeas Corpus for appointment of a Warrant Officer with a direction to get release the petitioner's minor daughter Lashmi, who is in illegal custody of respondent No. 4 since 14.05.2024, as her life and liberty is in danger.
2. In pursuance to the order passed by this Court on 04.06.2024, learned State counsel has placed on record the status report dated 08.07.2024, by way of an affidavit of Amarjit Singh, PPS, Deputy Superintendent of Police, Dharamkot, District Moga on behalf of respondents No. 1 to 3 in Court today. The same is taken on record.
3. It has been submitted by the learned counsel for the petitioner that the alleged detainee has been recovered and she was produced before the learned SDJM, Moga on 05.07.2024 where her statement under Section 164 Cr.P.C. was recorded. He further submits that after recording her statement, the custody of the detainee/victim girl was given to her parents as per her desire.



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He further submits that FIR bearing No.83 dated 22.05.2024 under Sections 363 and 366-A of IPC registered at Police Station Dharamkot has been against Gurmeet Singh, Pala Singh and Harman Singh. Learned counsel for the petitioner has, however, submitted that the detenue/victim girl is not only minor but she is pregnant as well.

4. Inspector Navdeep Singh, who is present in Court today, has apprised the Court that the medical report of the victim girl is awaited and the necessary further action for the prosecution of the accused would be taken as in accordance with law.

5. In view of the status report and the statement recorded by the victim girl under Section 164 Cr.P.C., the present petition is disposed of as such.

6. However, the respondent-State authorities are directed to take further necessary action on receiving the medical report as in accordance with law.

(RAJESH BHARDWAJ)
JUDGE

July 08, 2024
ANJAL

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