



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

AMINA **Versus** **...PETITIONER**

CORAM: HON'BLE MR. JUSTICE SANDEEP MOUDGIL

The jurisdiction of this Court under Article 226 of the Constitution of India has been invoked for issuance of a Writ in the nature of Habeas Corpus for release of detinue namely, Sania (daughter of the petitioner), who is minor from the illegal custody of respondents No.5 to 9 as detinue has been detained against her wishes by the private respondents and further for appointing Warrant Officer for the search of premises of private respondents.

The report received from the Warrant Officer is reproduced below :-

‘For carrying out the orders dated 19.07.2024 passed by Hon’ble Mr. Justice Sandeep Moudgil, the undersigned was appointed as Warrant Officer in the above noted case to search the whereabouts of the alleged detainee, namely Sania(daughter of the petitioner).

Accordingly, the undersigned accompanied by Mubin Alam, (the relative of the petitioner) proceeded to Police Station City-II, Malerkotla at about 12:05PM on 20.07.2024 and reached there at 02:30PM where petitioner alongwith other relatives was also present. I entered the Police Station and disclosed my identity & purpose of my visit to the police personnel present there and sought police assistance for



conducting raids for searching the detenue-Sania. Thereafter, I accompanied by the petitioner, her relatives and police party comprising ASI-Jaspal Singh (03/Sang;) & a lady constable-Manpreet Kaur(2063) proceeded to the places as pointed out by the petitioner to conduct raids. We reached the addresses of Jagdeep Singh (Respondent No.7) and Sonia wife of Aslam (Respondent No.9) as given by the petitioner. On enquiry, both the respondents stated that they are known to detenue-Sania but she had never visited here and they don't know anything about the whereabouts of Sania. However, they asked us to search the house, if needed. Then, I along with the police party conducted thorough search of their houses but alleged detenue Sania was not found. Subsequently, the petitioner-Amina was asked by the undersigned as to whether she wanted to visit any other place to search the alleged detenue-Sania but she replied that she was fully satisfied with the action taken by the undersigned in the presence of police party and as such, she did not want to get any other place searched out and in this regard she has also made her written statement (in Punjabi), which is at Annexure-'A'. Thereafter, I along with the petitioner, her relatives and police party came back to the Police Station City-II, Malerkotla. Then, I got recorded G.D. (Roznamcha Report) No.018 dated 20.07.2024 at 15:58 hrs. (Annexure- 'B') regarding conducting of raid.'

Learned counsel for the petitioner submits that in view of the report filed by the Warrant Officer, he does not wish to press this petition being satisfied with the action taken by him.

In view of the above, the petition is disposed of as having been rendered infructuous.

(SANDEEP MOUDGIL)
JUDGE

24.07.2024
anuradha

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