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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-6921-2024

Date of Decision: 03.09.2024

Munisha

..... Petitioner

Versus

State of Haryana and Others

..... Respondents

CORAM:- HON'BLE MRS. JUSTICE AMARJOT BHATTI

Present: Mr. Arjun Dhingra, Advocate
for the petitioner.

Mr. Rupinder Singh Jhand, Addl. AG Haryana.

AMARJOT BHATTI, J.(oral)

1. Petitioner Munisha filed criminal writ petition under Article 226 of Constitution of India for issuance of writ in the nature of Habeas Corpus for directing respondents No. 1 to 3 to produce detenue Khushi, who has been illegally detained by respondents No. 4 to 7 at their residence.

2. Status report was called, according to which, one FIR No. 178 dated 03.07.2024, under Section 127(6) of Bharatiya Nyaya Sanhita 2023, was registered at Police Station Sadar Tauru, on the complaint of petitioner Munisha. Investigation was carried out by SI Kailash and his police party. Detenue Khushi was recovered on 21.07.2024. According to her Matriculation Certificate, her date of birth is 31.03.2004. She produced her Marriage Certificate, photographs and copy of her Aadhaar Card. Her statement was recorded alleging that she is 20 years old and solemnized

marriage with Pankaj and she is living happily with her husband at village Asadpur, District Rewari. Copies of Matriculation Certificate and Marriage Certificate are Annexures R-1 and R-2 respectively and statement of prosecutrix is Annexure R-3. It is reported that no cognizable offence has been committed. Said FIR was found to be false and cancellation report is being filed.

3. I have considered the status report. Petition has been filed by mother of alleged detainee Khushi, who has performed marriage with Pankaj. There is nothing on record to show that she is in illegal detention of respondents No. 4 to 7. Therefore, no further action is required and present petition stands dismissed, having rendered infructuous.

4. Pending miscellaneous application(s), if any, stand disposed of accordingly as well.

(AMARJOT BHATTI)
JUDGE

03.09.2024

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