



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-7992-2024

Date of Decision: 29.11.2024

Gyarsi ...Petitioner(s)
Vs.
State of Haryana and others ...Respondent(s)

CORAM : HON'BLE MR. JUSTICE N.S.SHEKHAWAT

Present : Mr. H.P.S. Ghuman, Advocate for the petitioner.

Mr. Rajinder Kumar Banku, DAG, Haryana.

N.S.SHEKHAWAT, J. (Oral)

1. The petitioner has filed the present petition under Article 226 of the Constitution of India with a prayer to issue a writ in the nature of Habeas Corpus for production of alleged detainee Monica daughter of Jagdish as she was in alleged illegal custody of respondent No. 4.
2. On the last date of hearing, the following order was passed:-
“Learned State counsel while referring to the para No.5 of the reply submits that the statement of the alleged detainee Monika left home with Rajesh/respondent No.4 with her own will and she got married. He has also placed on record the statement of the detainee/Monika in which she has made a statement that she is happily residing with respondent No.4 Rajesh with her own will, undue pressure and coercion. On asking, counsel for the petitioner submits that the petitioner would be satisfied if petitioner is allowed to meet her daughter namely Monika.
Keeping in view the fact that Monika is married and happily residing with respondent No.4/Rajesh, so, ACJM/Secretary DLSA, Narnaul shall issue summons to the respondent

No.4/Rajesh along with Monika for some actual date to attend the office of Alternative Dispute Resolution Centre at Narnaul and arrange a meeting between the petitioner and Monika. It shall be ensured that none of the parties will create a fuss during the meeting.

To come up on 29.11.2024 for arguments.

Report from the concerned ACJM/Secretary DLSA, be also called for the date fixed”.

3. In compliance of the order dated 03rd November 2024, a report has been received from the Additional Chief Judicial Magistrate-cum-Secretary, District Legal Aid Service Authority, Narnaul. As per the report, a meeting was held between Gyarsi and her daughter Monika, alleged detainee under the supervision of Ms. Giribala Yadav, legal aid counsel under the directions of ACJM-cum-Secretary DLSA, Narnaul. The parties interacted through Ms. Giribala Yadav, legal aid counsel in each others presence and as per the State counsel, Monica is happily residing with respondent No. 4.

4. In view of the report submitted by the Additional Chief Judicial Magistrate cum-Secretary, District Legal Aid Services Authority, Narnaul, this Court is satisfied that the respondent is voluntarily residing with respondent No. 4 at his house and she is not in illegal custody.

5. Consequently, no further orders are required to be passed and the petition is accordingly ordered to be dismissed.

29.11.2024
amit rana

(N.S.SHEKHAWAT)
JUDGE

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