



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CRWP-10518-2024

Date of decision : 20.11.2024

Sher Ali

.....Petitioner

versus

State of Punjab and others

.....Respondents

CORAM : HON'BLE MR. JUSTICE RAJESH BHARDWAJ

Present :- Mr. Mohd. Salim, Advocate
for the petitioners.

Mr. Karunesh Kaushal, A.A.G., Punjab.

Mr. Sunny K. Singla, Advocate
for respondents No.5 and 10.

Mr. Mahipal S. Yadav, Advocate
for the detenue.

RAJESH BHARDWAJ, J. (Oral)

1. Prayer in the present petition is for appointment of Warrant Officer, with a roving writ to search for the detenue namely, Sanha wife of Sher Ali i.e. the petitioner, from the illegal custody of private respondents No.4 to 10, forthwith or at any other place to be pointed out by the petitioner at the spot and get the detenue released from the illegal custody of the private respondents No.4 to 10 forthwith and be produced before this Court.
2. Learned counsel for the petitioner has submitted that the petitioner was married with the detenue and they remained together for 06 months after performing the Nikah. He submits that the detenue, namely, Sanha is also in family way.



3. In pursuance to the issuance of the notice, detainee, namely, Sanha is present in person in the Court with her Maternal Aunt (Mammi), and has been identified by her counsel. The Court has interacted with the detainee who apprised the Court that she is living with her parents with her own free will. She submits that she does not want to reside with petitioner, namely, Sher Ali.

4. In view of the statement made by the detainee when she is residing with her parents with her own free will, nothing survives in this petition and the same is disposed of accordingly.

(RAJESH BHARDWAJ)
JUDGE

20.11.2024
ps-I

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