



IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

116

CWP-33166-2024
Date of Decision: 10.12.2024

GURMEET KAUR

... Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present: Mr. Nikhil Ghai, Advocate for the petitioner.

VINOD S. BHARDWAJ, J. (ORAL)

Prayer in the present petition is for directing the official respondents to admit Avtar Singh on bail in accordance with law and ensure his release from custody.

Learned counsel for the petitioner, at the very outset, contends that after the institution of the present petition, the bail bonds have already been accepted and Avtar Singh has been released from custody. He, however, contends that the custody was illegal.

Since the primary grievance espoused before this Court was about the non-acceptance of the bail bonds furnished by the petitioner and the said grievance already stands redressed, I feel that the rest of the issue pertains to as to whether the custody was illegal, and if so, to what amount of compensation the petitioner may be entitled to. This Court is further of the opinion that the said question would require leading of evidence in order to establish her claim and hence, the said issue cannot be gone into by this Court at this stage.

The present writ petition is accordingly disposed of at this stage while keeping the abovesaid question open and granting liberty to the petitioner to take recourse to an appropriate remedy in accordance with law for seeking compensation/prosecution, if any, against the illegal detention/custody, as alleged.

DECEMBER 10, 2024.
rajender

(VINOD S. BHARDWAJ)
JUDGE

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