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CRWP-188-2025

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2025 F111C-0015E0



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

CRWP-188-2025

Date of decision: 09.01.2025

SARABJEET KAUR

....Petitioner

Versus

STATE OF PUNJAB AND OTHERS

....Respondents

CORAM:- HON'BLE MR. JUSTICE SANJIV BERRY

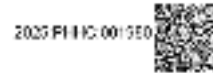
Present:- Mr. Vinay Bajaj, Advocate for
Mr. G.L. Bajaj, Advocate for the petitioner.

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SANJIV BERRY, J. (ORAL)

Instant habeas corpus has been preferred by the petitioner for getting released the detenue Sukhpal Singh son of Jagtar Singh, nephew of the petitioner, allegedly from the illegal custody of private respondents.

2. It is inter alia contended by learned counsel for the petitioner that the daughter of the petitioner was complaining about harassment being made by respondents No.5 and 6 qua which a complaint was lodged to the school authorities. She alleges that her nephew had been kidnapped by the private respondents along with some accomplice qua which, the matter was reported to the police by making representation dated 06.01.2025 (Annexure P-2) to SHO, P.S. City – 1, Moga, District Moga and another representation dated 07.01.2025 (Annexure P-3) to Senior Superintendent of Police, Moga but no action thereon has been taken till date. Hence, the petition.



3. On the asking of the Court, Mr. Ankit Grewal, DAG Punjab has put in appearance and intimated that FIR No.0004 dated 07.01.2025 has already been registered against the alleged detainee Sukhpal Singh for offence under Sections 109, 191(3), 190 of BNS and Sections 25 and 27 of the Arms Act, copy whereof has been supplied to learned counsel for the petitioner as well. Learned State counsel further submits that to avoid his arrest the detainee has got filed the instant petition through his aunt.

4. After perusing the same, the learned counsel for the petitioner has submitted that for the purpose of this petition, the petitioner will be satisfied if appropriate directions are given to respondent No.3 to consider and dispose of the representation dated 07.01.2025 (Annexure P-3) in accordance with law in an expeditious manner to which, the learned State counsel has assured that the representation Annexure P-3 (*colly*) will be dealt with by the competent authority.

5. Keeping in view all the facts and circumstances of the case, the present petition is disposed of with direction to respondent No.3- Senior Superintendent of Police, Moga to dispose of the representation in an expeditious manner in accordance with law.

6. The decision so taken be intimated to the petitioner as well.

09.01.2025
puneet

(SANJIV BERRY)
JUDGE

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |