



IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH

CRM-W-146-2025 IN/AND  
CRWP-1091-2025 (O&M)  
Date of decision: 05.02.2025

Mohammad Rana

...Petitioner

*Versus*

State of Punjab and others

.....Respondents

**CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU**

Present: Mr. R.P.S.Jammu, Advocate for the petitioner.

Mr. Kunwarbir Singh, AAG, Punjab assisted by  
ASI-Ravish Kumar.

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**MAHABIR SINGH SINDHU, J.**

**CRM-W-146-2025**

Application under Section 528 of Bharatiya Nagarik Suraksha Sanhita, 2023 for placing on record FIR No. 134 dated 30.07.2023, under Sections 346 read with Section 34 of Indian Penal Code, 1860, registered at Police Station Garhshankar, District Hoshiarpur (P-1).

For the reasons mentioned in the application, same is allowed as prayed for subject to all just exceptions.

**Main case**

Present petition has been filed under Article 226 of the Constitution for issuance of writ in the nature of *habeas corpus* and to recover detainee-Simmi (daughter of petitioner), illegally detained by private respondents.



(2) Although there is no notice of motion in this case, but learned State counsel, on instructions from ASI-Ravish Kumar has apprised the Court that after registration of above FIR, two accused, namely, Sammi as well as Sipahia have been arrested and proclamation proceedings against third accused are going on.

(3) In view of the above, there is no occasion to entertain the present *habeas corpus* petition; rather it is a matter of investigation by the police.

(4) Consequently, there is no option, except to dismiss the petition.

(5) Ordered accordingly.

(6) It is clarified that above observations be not construed as an expression of opinion on the merits of the FIR, in any manner.

Pending application(s), if any, shall also stand disposed off.

05.02.2025  
Harish Kumar

( MAHABIR SINGH SINDHU )  
JUDGE

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|---------------------------|--------|
| Whether speaking/reasoned | Yes/No |
| Whether Reportable        | Yes/No |