

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

2025:PHHC:051803



(257)

CRWP-2220-2025

Date of Decision: 22.04.2025

Paramjeet Kaur

--Petitioner

Versus

State of Punjab & others

--Respondents

CORAM:- HON'BLE MR. JUSTICE SANJAY VASHISTH.

Present:- Ms. Gagandeep Kaur, Advocate for the petitioner.

Mr. Jasdeep Singh, DAG, Punjab.

SANJAY VASHISTH.J (Oral)

1. In the present *Habeas Corpus* petition, following order was passed by this Court on 05.03.2025:-

“1. Instant Habeas Corpus, petitioner – Paramjeet Kaur, aged about 40 years, for releasing of her daughter namely Jashanpreet Kaur (detenue herein), from the illegal custody of respondent No.5 – Gagandeep Singh.

2. Counsel for the petitioner contends that respondent No.5 is already married to someone else and has either induced her daughter – Jashanpreet Kaur (detenue), aged about 19 years, by misleading qua his own marital status or she is kept forcibly in his possession.

3. Notice of motion.

4. On asking of the Court, Mr. Amandeep Singh, DAG, Punjab, who is present in the Court, accepts notice for respondents No.1 to 4 (State) and seeks time to get instructions and to file status report, if any. Let requisite copies of the complete paper book be handed over to the learned State counsel, during the course of the day.

5. Meanwhile, respondent No.2 – Senior Superintendent of Police, Sangrur, is directed to immediately depute some police officer(s)/official(s), to visit the house(s) of respondents No.5 to 7 or any other place of detention, where the alleged detainee 'Jashanpreet Kaur' is illegally detained. The concerned police officer(s)/official(s) would record the statement of the alleged detainee 'Jashanpreet Kaur'. Such officer would ensure that the statement of the alleged detainee 'Jashanpreet Kaur' is free from any kind of influence, fear or pressure, and thereafter, report prepared by him/her be produced before this Court on or before the next date of hearing fixed before this Court.

6. After recording the statement, if such officer(s)/official(s) realises that detainee is major and has been illegally detained, he/she would get her released immediately.

7. Adjourned to 25.03.2025.”

2. On 25.03.2025, the following order was passed by this Court:-

“1. Status report by way of affidavit of Mandeep Singh, PPS, Superintendent of Police, Sub Division, Dhuri, District Sangrur, dated 24.03.2025, is being filed in Court, which is taken on record. Copy thereof has been supplied to learned counsel for the petitioner.

Para 4 of the report reads as under:-

“4. That SHO, Police Station, Sadar Dhuri has submitted its report dated 21.03.2025 based on the statements dated 15.03.2025 of alleged detainee Jashanpreet Kaur, made before ASI Sat Parkash and then before the Court of learned JMJC, Dhuri. Perusal of report of SHO, P.S. Sadar Dhuri and statements of Jashanpreet Kaur (Annexure R-1/T and R-2/T), it has been found that Jashanpreet Kaur daughter of Karamjeet Singh, resident of village Natho Majra is living with Gagandeep Singh (respondent no.5) in live-in relationship for the last 2 months at her own will, she went to Gagandeep Singh of her own will and she wants to stay with Gagandeep Singh. She has stated in her statement made before ASI Sat Parkash that, “I have recorded this statement of my own free will and without any influence, fear or pressure of any kind.”

2. Wife of respondent no.5 namely Rupinder Kaur d/o Buta Singh r/o Nathu Majra, Tehsil and District Malerkotla, who

is present in Court, is ordered to be impleaded as respondent no.8 in the array of respondents. Registry to make necessary correction in that regard.

3. *Rupinder Kaur, on being identified by learned counsel for the petitioner, expresses her inability to survive and rather submits that her husband Gagandeep Singh (respondent no.5) performed love marriage with her and now he is staying in live-in-relationship with Jashanpreet Kaur, who is related as her niece.*

4. *Respondents no.3 and 4 would ensure presence of the detinue and respondent no.5 Gagandeep, on the next date of hearing.*

5. *Adjourned to 22.04.2025.*

To be taken up at 02:00 pm.”

3. Today, petitioner Paramjeet Kaur along with her husband Paramjit Singh, respondents no.5 and 8 and detinue Jashanpreet Kaur are present before the Court. After making some deliberations with the parties, detinue Jashanpreet Kaur was given adequate time to discuss the issue by sitting with her parents separately and the matter is taken up after about half an hour again for its hearing.

4. On being asked categorically by the Court, detinue Jashanpreet Kaur, who is stated to be 19 years of age, states that she is willing to stay in the company of Gagandeep Singh, who is husband of her real Bua.

5. In view of the above, petitioner does not wish to press upon the prayer made in the present petition and the same is, disposed of accordingly.

22.04.2025

lucky

**(SANJAY VASHISTH)
JUDGE**

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No