

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

(136)

2026.PHHC.006142



CRWP-10862-2025

Jaswinder Bharti

.....Petitioner(s)

Versus

State of Punjab and others

.....Respondent(s)

Decided on : 19.01.2026

Date of uploading: 19.01.2026

CORAM : HON'BLE MR.JUSTICE SUMEET GOEL

Present: Mr. Adish Jain, Advocate for the petitioner (s)
(Through V.C.).

Mr. Adhiraj Singh, AAG, Punjab.

Sumeet Goel (Oral):

1. The substantive prayer made in the instant petition reads thus:

“To issue an appropriate Writ, Order or directions in the nature of Habeas Corpus to the official respondents No.1 to 3 to provide the petitioner the custody of his minor daughter who is in illegal detention of Respondent No.4 to 6;

Further to issue an appropriate Writ, Order or Direction in the nature of Mandamus directing the official respondents No. 1 to 3 to register an FIR against the private respondents for kidnapping and illegally confining Petitioner's minor daughter out of lawful custody of the Petitioner in compliance of Lalita Kumari v. Govt. of Uttar Pradesh, (2014) 2 SCC 1;

Further to issue an appropriate Writ, Order or Direction in the nature of Mandamus directing the official respondents No.2 to take appropriate legal action against the respondents 4 to 6 and decide the representation dated 19.09.2025 (Annexure P-2) and prosecute the private respondents for their illegal acts.”

2. Learned State counsel has filed status report in Court today, which is taken on record. A perusal of the said status report reflects thus:

“5. That on the basis of said application case, bearing FIR No. 261 Dated 13.10.2025 u/s 137(2), 87, 127(6), 3(5), BNS Police Station Dharamkot has been registered against (i) Rajdeep Singh son of Bachittar Singh, (ii) Bachittar Singh son of Malkit Singh and Sarabjit Kaur wife of Bachittar Singh all residents of village Rajji Wala @ Chuhan Singh Wala, District Moga, has been registered.

6. That after registration of the case, number of raids have been conducted by the police for the arrest of accused persons and to recover the victim. However, as all the accused succeeded to conceal themselves and evade the due process of law, henceforth proclamation proceedings against them have been initiated and warrants of arrest have been issued against them for 16.02.2026.

7. That after initiating the proclamation proceedings against the accused, the Challan has been presented before the Ld. Court on 11.12.2025 and now same is fixed for 16.12.2026 for appearance of accused.”

3. Upon hearing of learned rival counsel for the parties and upon perusal of the status report dated 14.01.2026, it appears that the police has already registered an FIR and the same is being investigated into.
4. In this view of the matter, no further directions are called for, at this stage. The petition in hand is dismissed, reserving liberty in favour of the petitioner to approach this Court again by way of a fresh petition, in case cause of action so ensues.

January 19, 2026
Naveen

(SUMEET GOEL)
JUDGE

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