

2025:PHHC:047111



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

224

**CRWP-6510-2024 (O&M)
Date of decision: 05.04.2025**

Lakha Singh**...Petitioner****Versus****State of Punjab and others****...Respondents****CORAM: HON'BLE MRS. JUSTICE MANISHA BATRA**

Present:- Mr. Parveen Chauhan, Advocate
for the petitioner.

Ms. Swati Batra, Deputy Advocate General, Punjab.

Mr. Jasbir Singh Mohri, Advocate
for respondent No. 8.

MANISHA BATRA, J. (Oral)

1. The instant petition has been filed under Article 226 of the Constitution of India seeking issuance of directions to the official respondents to get the alleged detinue, namely Navjot Kaur, released from the illegal detention of respondent Nos. 4 to 8.
2. While issuing notice of motion on 09.07.2024, the following order was passed by this Court :

“...Learned counsel for the petitioner submits that the alleged detinue, who is daughter of the petitioner and is a minor, has been illegally detained by the private respondents and in this regard, an FIR bearing No. 43 dated 05.06.2024, under Sections 363 and 366 of IPC has also been registered at Police Station Rangal Nagal, District Batala (Gurdaspur).

2025:PHHC:047111



Notice of motion.

Ms. Ruchika Sabherwal, Sr. DAG, Punjab, who is present in Court, accepts notice on behalf of the respondent-State and seeks some time to get instructions. Learned counsel for the petitioner undertakes to supply a complete set of the paperbook to her during the course of the day.

List again on 19.07.2024.

In the meantime, respondent No. 3-SHO, Police Station Rangal Nagal, District Gurdaspur is directed to produce the alleged detinue Navjot Kaur before this Court on the next date of hearing.”

3. Thereafter, on 31.07.2024, reply on behalf of respondent No. 8 was filed, wherein it was submitted that the alleged detinue has performed marriage with respondent No. 4-Gurdeep Singh and they were residing in the neighbourhood of respondent No. 8. Direction was accordingly issued to respondent No. 3-SHO concerned to visit the premises of respondents No. 4, 6 and 7 and file a report about the presence of the alleged detinue. In compliance thereof, raids were conducted but the alleged detinue could not be traced out.

4. Reply on behalf of respondent-State has also been filed, which is available on record. It is submitted therein and learned Deputy Advocate General, Punjab has submitted that an FIR bearing No. 43 dated 05.06.2024, under Sections 363 and 366 of IPC has been registered against respondents No. 4 and 5. It is further submitted that the alleged detinue along with respondent No. 4-Gurdeep Singh had filed a petition bearing CRWP No. 5640

2025:PHHC:047111



of 2024 before this Court seeking protection of their life and liberty, which was disposed of on 12.06.2024 by issuing a direction to the Senior Superintendent of Police, Batala to decide their representation and take requisite action. Their representation was accordingly inquired into and it was found that there was no threat to their life and liberty and they had performed marriage with each other with their free will and consent. Learned State counsel has submitted that in fact respondent No. 4 has filed a petition bearing CRM-M-55277-2024, seeking quashing of aforementioned FIR No. 43, and vide order dated 07.11.2024 passed by this Court in the said petition, it has been directed that no coercive action shall be taken against respondent No. 4- Gurdeep Singh.

5. In view of the position explained above, it cannot be stated that the daughter of the petitioner, namely Navjot Kaur, is in illegal detention of the private respondents warranting any further action. Hence, no further orders are called for in the matter. Accordingly, the petition stands dismissed.

05.04.2025

Waseem Ansari(MANISHA BATRA)
JUDGE*Whether speaking/reasoned**Yes/No**Whether reportable**Yes/No*