



CRWP-5414-2026

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

CRWP-5414-2026

Date of decision: 15.05.2026

Pritam

....Petitioner

Versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH

Present: Mr. Naveen Kumar Mehra, Advocate
for the petitioner

Mr. Amish Sharma, AAG Haryana

SANJAY VASHISTH, J (ORAL)

1. Instant Habeas Corpus, has been filed by petitioner – Pritam, aged about 40 years, for releasing of detenue namely ‘Seema’, who is daughter of the petitioner, from the illegal custody of respondent No.4 – Gurmeet @ Kaku.

2. After hearing learned counsel for the petitioner on 08.05.2026, the following was recorded:

“1. xx xx xx xx

2. *Counsel for the petitioner contends that on 01.05.2026, detenue, namely Seema, was present at Chandimandir, when Respondent No.4, along with certain other persons, forcibly took away the detenue against her free will and without her consent. Petitioner and his family members attempted to resist and requested the respondents not to forcibly take away the detenue; however, respondent No.4 acted in an aggressive and threatening manner and forcibly removed the detenue from the spot.*

Thereafter, petitioner approached the local police station seeking recovery of the detenue, but no action was taken by the police authorities.



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Instead, petitioner was informed that Respondent No.4 had strong connections with senior police officials and, therefore, no action could be taken against him. Petitioner and his wife were allegedly made to sign a register and certain blank papers and were thereafter sent back without any assistance.

Subsequently, when the petitioner along with his family members visited the residence of Respondent No. 4 to ascertain the safety, well-being, and whereabouts of the detainee and to bring her back, respondent No.4 and his family members wrongfully restrained and brutally assaulted the petitioner and his family members without any provocation. Petitioner and his family members sustained multiple injuries in the said assault. Respondent No.4 further threatened the petitioner with dire consequences and categorically stated that no police official would take any action against them owing to their political influence and strong connections within the administration. Thus, he approached this Court by way of present Habeas Corpus petition.

(iii) Notice of motion.

(iv) On asking of the Court, Mr. Amish Sharma, AAG, Haryana, who is present in the Court, accepts notice for respondent Nos.1 to 3 (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.

(v) Meanwhile, respondent No.2 – Superintendent of Police, Panchkula, is directed to immediately depute some responsible police officer(s)/official(s), not below the rank of Sub-Inspector, to visit the house(s) of respondent No.4 or any other place of detention, where the alleged detainee ‘Seema’ is illegally detained. The concerned police officer(s)/official(s) would record the statement of the alleged detainee ‘Seema’. Such officer would ensure that the statement of the alleged detainee ‘Seema’ 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.

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

(vii) Adjourned to 15.05.2026.”

3. Today, petitioner, respondent No. 4 and parents of the detainee namely Seema are present before this Court. Detainee-Seema has come to the Court with respondent No. 4 – Gurmeet @ Kaku. On doing some interactions with all four of

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them inside Chamber in the presence of Ms. Surekha, Law Researcher and Mr. Anand Singh, Usher, some facts were surfaced that respondent No. 4 is aged about 19 years and detenue is aged more than 21 years and both of them are living together happily with their own free will and wish together at the house of respondent No. 4. During interaction, respondent No. 4 and the detenue have expressed their wish to marry each other. However, respondent No. 4, aged 19 years, though major, being not of marriageable age is compelled to stay only in live-in-relationship.

4. Respondent No. 4 further explains that infact parents of the detenue had been giving her beatings, therefore, she herself has joined his company with her own free will and wish. Necessary instructions not to create any untoward incident, with each other were orally given to all the four inside the chamber.

5. Since it is not a case of illegal detention of the detenue, as expressed by the detenue herself being major before the Court, I do not finds any substantial reason to issue any further direction.

6. Accordingly, the petition is dismissed.

15.05.2026

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**(SANJAY VASHISTH)
JUDGE**

1. Whether speaking/ reasoned:	Yes /No
2. Whether reportable :	Yes /No