



2026:PHHC:089150



2026:PHHC:089150

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

**CRWP-7555-2026 (O&M)
Date of Decision: 02.07.2026**

PARVINDER

...Petitioner

V/S

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MS. JUSTICE SHALINI SINGH NAGPAL

Present: Mr. Pardeep Sihmar, Advocate
for the petitioner.

Mr. Vikas Bhardwaj, AAG Haryana.

Mr. Sanjeev Kumar, Advocate
for respondents No. 4, 5, 6 to 8.

SHALINI SINGH NAGPAL J. (Oral)

The petition under Section 226/227 of Constitution of India seeks issuance of a writ in the nature of Habeas Corpus for appointment of a Warrant Officer and to search the detenue-respondent No. 9 namely Sapna.

Learned counsel for the petitioner submits that petitioner solemnized marriage with Sapna on 06.05.2026 at Bhiwani, Haryana, out of free will and consent, as per marriage certificate Annexure P-1. On 23.06.2026, petitioner's wife was forcibly taken away by her parents i.e. respondents No. 4 to 8, who were opposed to the marriage. The police had also registered FIR No. 115 dated 24.06.2026 under Section 140(3) Bharatiya Nyaya Sanhita, 2023, at Police Station City Mahendergarh, in respect of kidnapping of petitioner's wife, who was in illegal custody of respondents No. 4 to 8. He thus prays for issuance of a writ in the nature of Habeas Corpus to search the detenue Sapna at the premises of respondents No. 4 to 8 and to get her released.



Learned State counsel has filed status report by way of affidavit of Faisal Khan, IPS, Additional Superintendent of Police, Mahendergarh, District Mahendergarh. Same is taken on record. Learned State counsel refers to the status report to submit that on 26.06.2026, petitioner's wife was produced learned Judicial Magistrate Ist Class, Mahendergarh and her statement under Section 183 BNSS was recorded, wherein she categorically stated that on 23.06.2026, she went to per parents' home with her mother and sister of her own will and no one had kidnapped her.

From Annexure R-6, statement of Sapna wife of Parvinder, aged 27 years, recorded under Section 183 BNSS by learned JMIC, Mahendergarh, it appears that petitioner's wife went to her parent's home of her free will and cannot be said to be illegally confined. Hence, no writ of Habeas Corpus can be issued. The petition being bereft of merit stands disposed of as such.

Pending CRM(s), if any, are also disposed of accordingly.

(SHALINI SINGH NAGPAL)
JUDGE

02.07.2026
Ajay Goswami

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>