



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

CNR No: PHHC011495232026
2026:PHHC:127208



CRWP-10754-2026
Date of Decision: 09.09.2026

JATIN

...Petitioner

Vs.

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM:- HON'BLE MR. JUSTICE VIRINDER AGGARWAL

Present: Mr. Kartik Gandhi, Advocate for the petitioner.

Mr. Rajiv Vij, Addl. P.P. U.T. Chandigarh.

Mr. Himanshu Trehan, Advocate with
Mr. Manpreet Singh, Advocate
for respondent Nos. 7 to 9.

VIRINDER AGGARWAL, J. (Oral)

1. The present petition has been filed under Articles 226/227 of the Constitution of India, 1950, seeking issuance of a writ in the nature of Habeas Corpus directing the respondents to produce the detenue, namely Mehak, adult wife of the petitioner, before this Court, who is stated to be presently residing at her parental residence situated at #324/2, Small Flats, New Maloya, Chandigarh-160025, so as to enable this Court to ascertain her welfare and to determine, in a free, fair and independent environment, her voluntary wishes and choice, particularly in view of the petitioner's apprehension that her free movement, communication and exercise of her independent choice are being subjected to pressure, influence or restraint.

2. Mr. Himanshu Trehan, Advocate puts in appearance on behalf of respondent Nos. 7 to 9 and has filed his Vakalatnama, which is taken on record.

3. The detenue, namely Mehak, is present in Court.



4. On being interacted with by the Court, the detenue has stated that she does not wish to reside with the petitioner. She has further stated that she left the matrimonial home of her own free will and is presently residing with her maternal uncle at Delhi. She has categorically stated that she does not wish to return to the petitioner on account of the alleged maltreatment meted out to her by him.

5. In view of the statement made by the detenue before this Court, it is apparent that she is not under any illegal or unlawful detention and is residing at a place of her own choice. Her statement also reflects that she has consciously and voluntarily chosen not to reside with the petitioner.

6. In these circumstances, no ground is made out for issuance of a writ in the nature of Habeas Corpus. The present petition is, accordingly, dismissed.

(VIRINDER AGGARWAL)
JUDGE

09.09.2026
kv

Whether speaking/reasoned : *Yes/No*
Whether reportable : *Yes/No*