HIGH COURT OF JUDICATURE FOR RAJASTHAN

SETHAN HIGH COL

AT JODHPUR

D.B. Habeas Corpus Petition No. 169/2023

Kalu Lal S/o Sh. Bihari Lal, aged about 44 years, Resident of Dhanwas P.S. Patan District Jhalawad at present Ashok Udhyan Jhopad Patti, P.S. CHB Jodhpur.

----Petitioner

Versus

- 1. State of Rajasthan through Secretary, Home Department, Government of Rajasthan, Secretariat, Jaipur.
- 2. Commissioner of Police, Jodhpur.
- 3. Sho Police Station Chopasani Housing Board, Jodhpur.
- 4. Bhera Ram Mirasi, Resident of Behind Reliance Petrol Pump, Pal P.S. Boranada, Jodhpur.
- 5. Sumer Mirasi, Resident of Behind Reliance Petrol Pump, Pal P.S. Boranada, Jodhpur.
- 6. Rahul, Resident of Behind Reliance Petrol Pump, Pal P.S. Boranada, Jodhpur.

----Respondents

For Petitioner(s) : Mr. Narpat Singh Rajpurohit. For Respondent(s) : Mr. A.R. Malkani on behalf of

Mr. M.A. Siddiqui, GA-cum-AAG.

Mr. Phagluram, S.I. Ms. Sita, LFC-1299

Mr. Ratan Lal, I.O./HC- 146

P.S.- C.H.B., Jodhpur.

HON'BLE MR. JUSTICE ARUN BHANSALI HON'BLE MR. JUSTICE RAJENDRA PRAKASH SONI Order

02/06/2023

1. This petition in the nature of habeas corpus has been filed by the petitioner with the submissions that an MPR was made by him qua his daughter on 19.04.2023 and despite passage of sufficiently long time, his daughter hasn't been

searched/recovered by the respondents. Allegations were made that the corpus was in wrongful detention of respondents 4 to 6.

- 2. Copy of petition was ordered to be served on 25.05.2023 on learned Additional Advocate General.
- 3. Today, the corpus has been presented before the Court alongwith her statements recorded under Section 161 Cr.P.C., inter-alia, indicating that on account of some dispute in the family she left the house and without knowing where she was travelling, she boarded a bus to Gujarat, where she moved around and on account of not knowing Gujarati language, was not able to return back, however, on the police approaching her, she has returned back and wanted to be with her parents.
- 4. In view of statements made by the corpus, the custody of the corpus be handed over to her parents.
- 5. The petition stands disposed of.

(RAJENDRA PRAKASH SONI),J (ARUN BHANSALI),J