

Court No. - 81

Case :- HABEAS CORPUS WRIT PETITION No. - 889 of 2023

Petitioner :- Smt. Ankita Kushwaha And 2 Others

Respondent :- State Of U.P. And 5 Others

Counsel for Petitioner :- Namit Srivastava, Jiya Lal Yadav, Samarth Sinha, Vijay Sinha

Counsel for Respondent :- G.A., Rupesh Sharma

Hon'ble Mrs. Jyotsna Sharma, J.

1. New engagement has been filed on behalf of the petitioner nos.1 and 2 by Sri Samarth Sinha, learned counsel.
2. Heard Sri Namit Srivastava, learned counsel for the petitioner no.3, Sri Samarth Sinha, learned counsel for petitioners no.1 and 2, Sri Rupesh Sharma, learned counsel for respondent no.4 and learned A.G.A. for the State-respondents.
3. This petition has been filed with the submissions that petitioner nos.1 and 2, who undisputedly are wife and minor son (aged about less than two years) of petitioner no.3 have been detained by respondents no.4 to 6. The respondents are family members of petitioner no.1, the wife.
4. Today Sri Samarth Sinha, who appears on behalf of petitioners no.1 and 2, submits that Smt. Ankita Kushwaha is doing job as practicing doctor in Surgical Oncology (cancer department) in Apollo Hospital Hyderabad and her son (petitioner no.2), who is aged about two years, is being taken care of by her only, at Hyderabad. It is further submitted that she is not in any illegal detention by her parents or any other member of her family.
5. It is brought to notice of this Court that her parents reside at Sonbhadra and that she is at her place of posting, at Hyderabad.
6. In view of the facts as have been stated in the supplementary affidavit filed on behalf of petitioners no.1 and 2, I do not find any good ground to entertain this habeas corpus petition.
7. Hence, this habeas corpus writ petition is **dismissed**.

Order Date :- 7.11.2023

Asha