

Court No. - 13

Case :- HABEAS CORPUS WRIT PETITION No. - 332 of 2023

Petitioner :- Km. Dharmuniya (Minor) Thru. Her Mother Radhika Devi

Respondent :- State Of U.P. Thru. Secy. Home Deptt. Lko. And 6 Others

Counsel for Petitioner :- Kaushal Kishore Tewari

Counsel for Respondent :- G.A.

Hon'ble Karunesh Singh Pawar,J.

The present petition has been filed for issuing a writ in the nature of Habeas Corpus directing respondent nos. 4 to 7 to produce the detainee before this Court.

Heard learned counsel for the petitioner and learned A.G.A. for the respondent State.

The Learned A.G.A. for the respondent State has produced the statement of the detainee under Section 161 Cr.P.C. before the Judicial Magistrate and according to which the detainee is presently residing with her parents and she was not abducted by anybody.

Learned A.G.A. for the respondent State has also produced the medico legal examination report of the detainee and according to which there is no visible injury on the person of the detainee.

Learned counsel for the detainee also could not dispute this fact that the detainee is presently residing with her mother.

In view of the above, the petition is dismissed as infructuous.

Order Date :- 7.11.2023

Madhu