

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

**Crl.Writ Petition No. 130 of 2015 (O&M)
Date of decision: 16.02.2015**

Rajbir Singh

...Petitioner

versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Rahul Jaswal, Advocate,
for the petitioner.

Mr. Pramjeet Singh, AAG, Haryana.

Mr. R.K. Hooda, Advocate,
for respondent Nos.5 to 10.

RITU BAHRI, J.

This petition under Section 226 of the Constitution of India is for issuance of writ in the nature of Habeas Corpus for appointment of a Warrant Officer to trace the detenues mentioned in para No.2 of the petition and release them from the illegal custody of respondent Nos. 5 to 10.

Pursuant to the order dated 28.01.2015 passed by this Court, a Warrant Officer was appointed to trace the aforesaid detenues who visited the spot and submitted his report dated 07.02.2015 to the effect that the detenues were found sleeping in *kacha* houses built in dilapidated condition at 'NBC Brick Kiln'. They stated that despite their repeated demands of wages, the owner threatened them to do the work without wages. Therefore, they were not willing to work there and wanted to go to their native home(s). Thereafter, the detenues along with their belongings left the said brick kiln in a truck bearing registration No. HR-56-8604 and went towards Kaithal.

Separate reply on behalf of respondent Nos. 5 to 10 has been filed in Court. Same is taken on record. It has been clarified that before coming to work, the petitioner and his co-workers have taken Rs.75,000/- to Rs.85,000/- in advance. Respondent No.8 can avail legal remedy for recovery of the said amount. It has been specifically stated that respondent Nos. 5 to 10 are not harassing the workers in any manner even after they have left the brick kiln.

In view of the reply filed, no further orders are required to be passed in this petition.

Disposed of accordingly.

(RITU BAHRI)
JUDGE

16.02.2015

ajp