

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

**Crl. Writ Petition No.1652 of 2009
Date of Decision: 19.02.2015**

World Human Rights Council

.....Petitioner

Versus

Union of India and others

.....Respondents

CORAM: HON'BLE MRS. JUSTICE JITENDRA CHAUHAN

Present: Mr. Ranjan Lakhanpal, Advocate for the petitioner.

Mr. Luvinder Sofat, AAG, Punjab.

JITENDRA CHAUHAN, J (ORAL)

The present criminal writ petition under Section 226 of the Constitution of India is for issuance of a writ in the nature of habeas corpus directing the respondents to release Naseer Hussain, four other Burmese and five other women along with 25 children at present lodged in Central Jail, Amritsar and to send them back to Burma.

Repeated opportunities were granted to the petitioner to ascertain the identity of the alleged detainees. With the intervention of this Court, identity of 21 persons out of 36 detainees was ascertained and they have were found to be nationals of Bangladesh and repatriated to Bangladesh. The remaining detainees were stated to be nationals of Myanmar. However, in the investigation carried

out on behalf of Union of India, they were not found to be citizens of Myanmar.

In these circumstances, the present petition cannot be kept pending by this Court for indefinite period. However, as and when the petitioner discloses the details pertaining to the identity of the remaining detainees or on receipt of information from any other source their case for repatriation be considered without any further delay. The matter is disposed of accordingly.

[JITENDRA CHAUHAN]
JUDGE

19.02.2015
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