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IN THE HIGH COURT OF DELHI AT NEW DELHI

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W.P.(CRL) 2344/2015

MAHENDRA SINGH

..... Petitioner

Through: Ms. Puja Shrivastava, Advocate
versus

STATE (GOVT OF NCT OF DELHI) & ORS Respondent

Through: Mr. Rahul Mehra, Standing Counsel
(Crl) for the State with Mr. Amrit
Singh, Mr. Shekhar Budakoti,
Advocates and SI Ashish Kumar
Tyagi, P.S. Nihal Vihar.
Mr. Rajesh Chhetri, Mr. Rajeev
Chhetri and Ms. Meenakshi Rawat,
Advocates for Respondent No.5.

CORAM:

HON'BLE MR. JUSTICE G.S.SISTANI

HON'BLE MS. JUSTICE SANGITA DHINGRA SEHGAL

ORDER

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30.05.2016

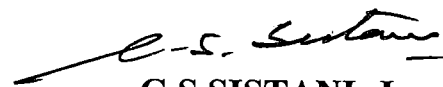
Present petitioner has been filed by the petitioner under Article 226 of the Constitution of India read with Section 482 of Code of Criminal Procedure seeking a writ of habeas corpus for production of his daughter Vandana, who has been missing since 27.06.2015 10:00 AM. On a complaint by her father, FIR was registered on 14.07.2015.

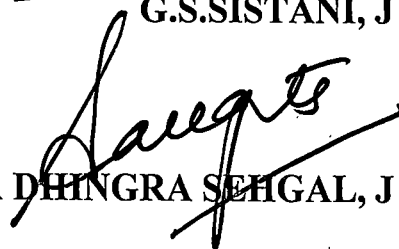
Notice was issued in this matter on 05.07.2015. When the matter came up for hearing, counsel appearing on behalf of respondent No.5 had informed the Court that petitioner's daughter has married Shivam and they

are living as husband and wife. We then directed production of Vandana and Shivam. Two adjournments were granted. Thereafter, on 27.11.2015 Vandana was produced in Court. She claimed that she is 20 years of age. She further submitted that the school certificate from Saraswati Public Junior High School, which was annexed with the petition, is a fabricated document as she had never studied in the said school. On 04.02.2016, it was agreed that an ossification test be conducted on Vandana. Ossification test was conducted on Vandana on 09.03.2016 and a report has been submitted in Court. As per the report, the age of Vandana is assessed between 17 and 19 years.

In view of the stand taken by Vandana that she has married Shivam out of her own free will and in view of the ossification test giving benefit of two years in favour of Vandana, we find that no further orders are required to be passed in this petition.

Accordingly, the present writ petition stands disposed of.


G.S.SISTANI, J


SANGITA DHINGRA SEHGAL, J

MAY 30, 2016 / Aj