

\$~18.

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(CRL) 1030/2017**

ASHWANI

..... Petitioner

Through: Ms. Joshini Tuli and Mr. Ashu Kr
Sharma, Adv.

versus

STATE NCT OF DELHI & ORS

..... Respondent

Through: Mr. Rahul Mehra, Standing Counsel
and Mr. Tushar Sannu, Advocate for
the State with Insp. PC. Yadav, PS
Roop Nagar and Insp Anil Chauhan,
PS Mukherjee Nagar

CORAM:

HON'BLE MR. JUSTICE VIPIN SANGHI

HON'BLE MS. JUSTICE DEEPA SHARMA

ORDER

02.05.2017

%

The petitioner has preferred the present writ petition to seek a writ of habeas corpus directing the respondent to produce his wife Pooja. The status report has been filed on record on 20.04.2017 and Pooja has been produced in Court. Pooja states that she does not wish to reside with the petitioner.

As per the status report, in her statement recorded by the police, Pooja has stated that she is residing at Azadpur, Delhi with one Sumit. She states

that she is living with Sumit out of her own free will. She also states that the petitioner used to harass her and that is why she has left her husband and started to live with Sumit. She also stated that she wanted to marry Sumit and she is going to file for divorce soon with the petitioner.

We have interacted with Pooja, who is present in court and she reiterates that she does not wish to go with the petitioner. Since Pooja has been located and produced before this Court and she does not wish to accompany the petitioner, this petition does not survive. The same has become infructuous and the same is dismissed as such.

VIPIN SANGHI, J

DEEPA SHARMA, J

MAY 02, 2017

sr