

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

119

CRWP-9255-2020

Date of decision: 05.11.2020

Dupli

....Petitioner

versus

State of Haryana and others

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. Chander Shekhar Singh, Advocate
for the petitioner.

Mr. Rajiv Goel, DAG, Haryana.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of restrictions due to outbreak of pandemic COVID-19.

Petitioner-Dupli, stated to be aged 56 years, has filed the present petition *inter alia* with a prayer for issuance of a writ in the nature of habeas corpus with a roving writ, the Warrant Officer may kindly be appointed to visit the spot and if the detinue mentioned in Para 4 are found in illegal custody then they be set at liberty forthwith along with their belongings.

Learned counsel for the petitioner joined the video conferencing once, but thereafter, due to connectivity issue (as he is stated to be travelling to Jind on account of death in family) he is not able to connect again.

Learned counsel for the petitioner, based on the pleadings, had

submitted that the petitioner along with other detenues were contacted by respondents No.4 to 6 in their village in the month of February 2020 to do the job under the supervision of respondents No.4 to 6. He then submits that there are total of 79 detenues (mentioned in para 4 of the petition), who have been illegally detained against their consent and wishes by respondents No.4 to 6. Learned counsel for the petitioner submits that the same is violation of Articles 21, 23 & 24 of the Constitution of Indian and also the Bonded Labour System Abolition Act, 1976.

Notice of motion.

On asking of the Court, Mr. Rajiv Goel, DAG, Haryana, accepts notice on behalf of respondents No.1 to 3.

Without commenting upon merits of the case, the petitioner is directed to submit a representation before the District Magistrate-cum-Deputy Commissioner, District Sonapat, Haryana (respondent No.2) for the above said grievance and the said Authority is directed to visit the premises of respondents No.4 to 6 himself or through the authorized officer and act in accordance with law to ensure the safety of the detenues. Respondent No.2 is further directed to record the statement of detenues (79 persons named in Para 4 of the petition) and in case, they are found to be detained in illegal custody of respondents No.4 to 6, he may proceed in accordance with law as per the Government instructions and take effective steps that may be required.

Let the needful be done within one month from the date of receipt of copy of this order.

A copy of this order along with list of detenues (as mentioned in Para 4 of the petition), be sent to Respondent No.2, by the Registry through e-mail or any other mode, so as to enable the said authority to do the needful expeditiously.

Criminal Writ Petition is disposed of accordingly.

(GIRISH AGNIHOTRI)
JUDGE

05.11.2020
anju rani

Whether speaking/ reasoned:	Yes/No
Whether Reportable:	Yes/No