

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

263

CRWP-2071-2019

Date of decision: 24.02.2020

Neeraj Kumar

.....Petitioner

Versus

State of Haryana & others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ARUN KUMAR TYAGI

Present : None for the petitioner.

Mr. Arjun Singh Yadav, AAG Haryana
for respondents No.1 to 3.

ARUN KUMAR TYAGI, J (ORAL)

The petitioner has filed this petition under Article 226 of the Constitution of India praying for issuance of a writ in the nature of Habeas Corpus for the release of detenues detailed in para No.4 of the petition from illegal custody of respondents No.4 to 6 by appointment of a warrant officer.

This Court, while issuing notice of motion restricted to respondents No.1 to 3 vide order dated 12.12.2019, directed respondent No.2–District Magistrate, Rewari to treat this petition as a complaint under the Bonded Labour System (Abolition) Act, 1976 and take immediate action in accordance with law.

In compliance with order dated 12.12.2019 short reply dated 24.02.2020 by way of affidavit of District Magistrate, Rewari has been filed. In the said reply respondent No.2-District Magistrate, Rewari has submitted that DBC Brick Kiln unit as stated in the complaint is not situated in village Malpura, District Rewari and

actually situated in village Kheri-Kanti, Tehsil Ateli, District Mahendergarh at Narnaul.

Reply, on behalf of respondents No.1 to 3, by way of affidavit of Sh. Hansraj, HPS, Deputy Superintendent of Police, Headquarter, District Rewari is also filed in the Court today which is taken on record. In the said reply it has been submitted that the brick kiln owned by respondent No.4-Jai Kishan is being run by him in the area of village Kheri-Kanti, Ateli, District Mahendergarh and respondent No.3 has been wrongly arrayed as a party to the present petition. As intimated to the District police, Rewari the needful has already been done by the District Administration, Mahendergarh.

District Magistrate, Narnaul has submitted report dated 31.12.2019 that in compliance with order dated 12.12.2019, SDM, Narnaul has disposed of the complaint in accordance with the Bonded Labour Abolition Rules, 1976 and 33 labourers named in the petition found on the spot were got released by the joint team of Labour Inspector, Narnaul, Labour Inspector, Rewari, Tehsildar Ateli, Food and Supply Inspector, Ateli and SHO, Police Station Ateli.

None has appeared on behalf of the petitioner to dispute the correctness of factual averments made in the above referred reply.

In view of the above referred reply, no further action is required to be taken on the present habeas corpus petition which is disposed of accordingly.

(ARUN KUMAR TYAGI)
JUDGE

24.02.2020
Kothiyal

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No