

03.12.2021
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WPA (H) 61 of 2021

Sri Ujjal Modak

Vs.

The State of West Bengal & Ors.

Mr. Purnasish Gupta,
Mr. Jayanta Kr. Mukhopadhyay
.. for the petitioner.

Mr. Debabrata Chatterjee,
Mr. Simanta Kabir .. for the State.

This petition has been filed by the husband of the alleged detainee stating that his wife has been illegally detained along with her minor daughter by the private respondents, who are none other than his in-laws.

The police report clearly states that the wife of the petitioner has been talking to him over phone and video call have been made and even during Durga Puja time, she has spoken to the petitioner and her mother-in-law and brother-in-law. Thus, we are satisfied that there is no illegal detention warranting issuance of any writ of habeas corpus.

Hence, the petition is dismissed.

However, it is always open to the petitioner to work out his other remedies available under law in the event he desires that his wife should join.

Urgent photostat certified copy of this order, if applied for, be given to the parties expeditiously upon compliance of all legal formalities.

(T. S. Sivagnanam, J.)

(Hiranmay Bhattacharyya, J.)