

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

CRWP-11820-2022

Date of Decision:-04.01.2023

Rakesh.

.....Petitioner.

Versus

State of Haryana & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASJIT SINGH BEDI

Present:- None for the Petitioner.

Mr. Neeraj Poswal, Assistant Advocate General, Haryana.

JASJIT SINGH BEDI, J.(ORAL)

The prayer in this petition under Article 226 of the Constitution of India is for the issuance of a writ in the nature of Habeas Corpus for the release of the detenues mentioned in para no.2 of the writ petition from the illegal and unlawful custody of the respondents.

On 14.12.2022 the following order was passed:-

“ *Notice of motion.*

On the asking of the Court, Mr. Kanwar Sanjiv Kumar, AAG, Haryana, accepts notice on behalf of respondents No.1 to 3.

The District Magistrate concerned, is directed to determine whether the labourers working at the brick kiln are being made to work without any payment or liquidation of wages to them, by the owner. In the meantime, if he discovers that co-respondent Nos.4 and 5 are breaching the mandate of any statutory provisions as contained in the Payment of Wages Act, and/or as contained, in any other Labour Welfare legislation, he shall proceed to take appropriate

action, against all the errant concerned.

Report be submitted on or before the next date of hearing.

List on 21.12.2022. ”

The matter thereafter came up for hearing on 21.12.2022 on which date the same stood adjourned to 04.01.2023.

Today none has put in appearance on behalf of the petitioner.

The Counsel for the State on instructions from Mr. Brij Mohan, ADA of DC Karnal office submits that a team of SDM Karnal, DSP Concerned and Assistant Labour Commissioner, Karnal raided the spot i.e. Bharat Bricks Industries Mark G.B.C. Village Churni, Post Office Ramba i.e. brick kiln of the respondent no.4 and found that none of the alleged detenues were present at the spot.

In view of the above, no further orders are required to be passed in this case.

Disposed of.

(JASJIT SINGH BEDI)
JUDGE

January 04, 2023

Vinay

<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether reportable</i>	<i>Yes/No</i>