



**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH, NAGPUR.**

CRIMINAL WRIT PETITION NO. 390 OF 2024

Mr.Sagar Mohan Mer and another

-Vs.-

State of Maharashtra and others

Office notes, Office Memoranda of
Coram, appearances, Court's orders Court's or Judge's Orders.
or directions and Registrar's orders.

Mr.Y.B.Mandpe, Adv. for the petitioners.
Mr.H.D.Futane, APP for the respondents-State.

**CORAM: SMT. VIBHA KANKANWADI &
MRS.VRUSHALI V. JOSHI, JJ.**

DATE : 10TH JULY, 2024

The present petition has been filed by contending that the girls have been kept at hostel and the parents are not allowed to meet, thereby it is tried to be contended that the children are in illegal custody and under confinement.

2. The girls have been produced before us and the matter has been taken at 5.00 pm in the Chamber. We have interacted with the girls. They have been given their age as 22 and 20 years respectively. They were categorical in statement that they were residing in the hostel as per their wish and nobody has confined them.

3. The learned Advocate for the petitioners makes a request that the girls be sent for counselling and the parents should know as to why the girls do not want to go with the parents.

4. The first and the foremost fact is that this is a Habeas Corpus petition and we are required to seek only the fact that whether there is detention or wrongful confinement of a person. Here the girls are major and when they are categorically stating that they are not confined by anybody, they would be the free citizens of this country to go anywhere to live anywhere. No question arises for sending them for counselling. We do not find this to be a proper forum for the same.

5. In view of above, the petition stands dismissed.

(MRS.VRUSHALI V. JOSHI, J) (SMT.VIBHA KANKANWADI, J)