



- 1 -

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

127

**CRWP-12916-2025
Date of decision: 01.12.2025**

AKASH

....Petitioner

Versus

STATE OF HARYANA AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE YASHVIR SINGH RATHOR

Present : Mr. S.K. Gupta, Advocate for the petitioner.

Ms. Vasundhara Dalal Anand, Sr. DAG, Haryana.

YASHVIR SINGH RATHOR. J.(Oral)

1. By way of present Habeas Corpus petition, petitioner is seeking a direction for getting detinue namely Mamta released from Mahila Ashram Complex, near Old Bus Stand, Nari Niketten, Karnal, who has been kept confined there, on the basis of order passed by this Court in CRWP-9459-2024. Said detinue had alleged that her parents are threatening to marry her against her wishes and she further made a statement that she wants to stay in Nari Niketten till she attains the age of majority. Now, as per version of the petitioner, said detinue has attained the age of majority and she cannot be compelled to live in Nari Niketten.

2. However, it is not in dispute that one FIR No.357 dated 22.09.2024, at Police Station Tosham, Bhiwania, under Sections 96 and 137(2) of BNS,2023 has been registered on the complaint of Udaibir (father of the detinue), in which petitioner is an accused.

3. Accordingly, petitioner is directed to move an appropriate application before the Court where the trial is pending for her production before the concerned

Court and in case, any such application is moved, the trial Court will pass necessary orders for the production of detainee namely Mamta and thereafter, ascertain whether she has attained majority and thereafter, the Court shall record her statement, as to where she intends to reside. In case she is found to be major, she shall be set at liberty but after hearing the complainant as well.

4. Petition stands disposed of.

01.12.2025					(YASHVIR SINGH RATHOR)
amandeep					JUDGE
	Whether speaking/reasoned.	:		Yes/No	
	Whether Reportable.	:		Yes/No	