



\$~47

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(CRL) 775/2025**

KALIT KUMAR

.....Petitioner

Through: Advocate (presence not given)
versus

STATE (NCT OF DELHI) AND ORS.

.....Respondents

Through: Mr. Sanjay Lao, Standing Counsel for
the State along with ASI PAwan

CORAM:

HON'BLE MR. JUSTICE CHANDRA DHARI SINGH

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

%

24.03.2025

1. The instant matter has been listed on urgent mentioning.
2. The present petition under Article 226 and 227 of the Constitution of India has been filed on behalf of the petitioner for issuance of a writ in the nature of *Habeas Corpus* seeking directions to the respondents no. 2 and 3 to produce the detainee, i.e., daughter of the petitioner.
3. On the last date of hearing, i.e., 10th March, 2025, the State was directed to produce the detainee, and respondent no. 3 before this Court on the next date of hearing which is 28th March, 2025. Further, liberty was granted to the State to mention the matter if the detainee is traced prior to the said date.
4. Today, the matter was mentioned and the detainee, Ms. Nidhi (daughter of Mr. Kalit Kumar-petitioner) is present before this Court. Upon specific query of this Court, she has stated that she does not wish to live



either with her parents or with Mr. Mohan Chaudhary, to whom she married. She has further stated that she left her matrimonial home voluntarily and that she wishes to live with one Mr. Dheeraj.

5. The father, mother, brother and sister of Ms. Nidhi are also present before this Court.

6. Learned counsel appearing on behalf of the petitioner submitted that since the detinue is present before this Court, nothing survives for any further adjudication in the instant matter and, therefore, the same may be disposed of.

7. Heard.

8. Taking into consideration the aforesaid facts and circumstances along with the statement given by the detinue, nothing is left for any further adjudication in the instant matter.

9. Accordingly, the instant petition stands disposed of along with the pending application(s), if any.

10. At this stage, it has been submitted by the learned APP for the State that the detinue is required for recording of her statement before the Magistrate concerned. In view of the same, ASI Pawan is directed to produce the detinue, i.e., Ms. Nidhi before the Magistrate concerned at Rohini Courts today itself in FIR bearing no. 0164/2025 registered at Police Station - North Rohini dated 8th March, 2025.

CHANDRA DHARI SINGH, J

ANUP JAIRAM BHAMBHANI, J

MARCH 24, 2025

rk/ryp

[Click here to check corrigendum, if any](#)