HC-KAR

NC: 2026:KHC:61800-DB
WPHC No. 112 of 2026

CNR: KAHC010762752026

IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 6TH DAY OF NOVEMBER, 2026

PRESENT

THE HON'BLE MRS. JUSTICE ANU SIVARAMAN

AND

THE HON'BLE MR. JUSTICE K.S.BHARATH KUMAR

WRIT PETITION (HABEAS CORPUS) NO. 112 OF 2026

BETWEEN:

SMT. TANISHA SHARMA
AGE ABOUT 34 YEARS
W/O VINEET KUMAR SHARMA
RESIDING AT KUMAR URBANA
ILIFE APARTMENTS DEVARABISANAHALLI
BELLANDUR BENGALURU 560103

...PETITIONER

(BY SRI. K.V.HIREMATH, ADVOCATE)

AND:

1. STATE OF KARNATAKA
   REP BY JITS PRINCIPAL SECRETARY
   HOME DEPARTMENT VIDHANA SOUDHA
   BENGALURU 560001

2. THE COMMISSIONER OF POLICE
   BENGALURU CITY
   BENGALURU 560001

3. THE POLICE SUB INSPECTOR

Digitally signed by PAVITHRA N
Location: High Court of Karnataka

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MARATHAHALLI POLICE STATION
BENGALURU 560037

…RESPONDENTS

VINEET KUMAR SHARMA
AGE ABOUT 43 YEARS
S/O SURESH KUMAR SHARMA
RESIDING AT KUMAR URBANA
iLIFE APARTMENTS DEVARABISANAHALLI
BELLANDUR BENGALURU 560103

… DETENUE

(BY SRI. B.N.JAGADEESH, SPP-1 A/W
MS. DEEPTHI ALVA, HCGP)

THIS WPHC IS FILED UNDER ARTICLES 226 AND 227 OF THE CONSTITUTION OF INDIA, PRAYING TO ISSUE A WRIT ORDER OR DIRECTION IN THE NATURE OF HABEAS CORPUS DIRECTING RESPONDENT NOS.1 TO 3 TO TRACE AND PRODUCE DETENUE, VINEET KUMAR BEFORE THIS COURT IF HE IS FOUND TO BE IN ILLEGAL AND UNAUTHORISD DETENTION.

THIS WPHC, COMING ON FOR PRELIMINARY HEARING, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MRS. JUSTICE ANU SIVARAMAN
and
HON'BLE MR. JUSTICE K.S.BHARATH KUMAR

HC-KAR

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ORAL JUDGMENT

(PER: HON'BLE MRS. JUSTICE ANU SIVARAMAN)

This writ petition is filed seeking the following releifs:

"*a) Issue a writ, order or direction in the nature of habeas corpus, directing respondent Nos.1 to 3 to trace and produce detenue, Vineet Kumar before this Hon'ble court, if he is found to be in illegal or unauthorised detention.*

b) direct respondent No.3 to file periodic status reports concerning the steps taken to trace detenue.

c) Direct the Police to inform the petitioner promptly about the progress of the investigation and the location and safety of detenue."

2. We have heard the learned counsel for the writ petitioner and the writ petitioner is present in person before this Court today.

3. The learned counsel for the petitioner submits that the petitioner's husband who is the alleged detenue had gone to Noida on 19.10.2026 and that she was in contact with him over telephone and he was speaking to her till 25.10.2026. It is

submitted that thereafter, he has stopped corresponding with the petitioner.

4. The learned State Public Prosecutor submits that a complaint had been received by the Marathahalli Police Station, Bengaluru on 28.10.2026 from the writ petitioner stating the facts set out in the writ petition and that a missing complaint had been registered. However, it is submitted that an e-mail has been received by the Marathahalli Police Station on 05.11.2026 from the alleged detenue, specifically stating that he is safe and that he is an adult of sound mind and that he has left his home on his own accord. It is submitted that a video message is also attached to the said message. It is submitted that the veracity of the message will be verified by the police.

5. In the above view of the matter and in view of the message sent by the alleged detenue, we are of the opinion that there is no illegal detention which warrants issuance of a writ of Habeas Corpus by this Court in exercise of jurisdiction under Article 226 of the Constitution of India. However, all

contentions are left open and appropriate necessary steps will be taken in accordance with law.

Sd/-
(ANU SIVARAMAN)
JUDGE

Sd/-
(K.S.BHARATH KUMAR)
JUDGE

RAK
List No.: 2 Sl No.: 2