

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (HABEAS CORPUS) NO. 5086 of
2025**

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MAGANBHAI MADHABHAI PATELIYA**Versus****STATE OF GUJARAT & ORS.**

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Appearance:**MR ATIT D THAKORE(5290) for the Applicant(s) No. 1****MR. ANIL P JAGANI(6729) for the Applicant(s) No. 1****DS AFF.NOT FILED (N) for the Respondent(s) No. 2,3,4,5****MS CM SHAH APP for the Respondent No. 1**

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CORAM:HONOURABLE MR. JUSTICE ILESH J. VORA**and****HONOURABLE MR. JUSTICE SANDEEP N. BHATT****Date : 28/04/2025****ORAL ORDER****(PER : HONOURABLE MR. JUSTICE ILESH J. VORA)**

1. In this matter, notice was issued and accordingly, the corpus has been brought before this Court.
2. We have inquired and examined the statement as well as the necessary evidence of age. The corpus upon her inquiry, is firm in her decision to live with her husband - respondent. At the time of marriage, the age of the corpus was 19 years old.
3. Having regard to the peculiar facts and circumstances of the present case, the detention as alleged cannot be said to be illegal detention

allegedly by the respondent. The corpus being wife of the respondent, is at liberty to live with her husband.

4. In such circumstances, no case is made out for exercising extra ordinary jurisdiction of this Court. The corpus is set free to live with the respondent husband. Petition stands disposed of accordingly.

(ILESH J. VORA,J)

(SANDEEP N. BHATT,J)

P.S. JOSHI

Original copy of this order has been signed by the Hon'ble Judges.
Digitally signed by: PALLAV SUBHASHCHANDRA JOSHI(HC00177), Principal Pvt. Secretary, at High Court of Gujarat on 28/04/2025 14:37:57