

HIGH COURT OF JUDICATURE FOR RAJASTHAN
JODHPUR

D.B. Habeas Corpus Petition No. 91/2026

Sabir Sheikh

-----Petitioner

Versus

State Of Rajasthan

-----Respondent

For Petitioner(s)	:	Mr. Bharat Gurjar
For Respondent(s)	:	Mr. Deepak Choudhary, AAG Mr. Sita Ram, ASI, PS Bheemganj, Bhilwara

HON'BLE MS. JUSTICE REKHA BORANA
HON'BLE MR. JUSTICE YOGENDRA KUMAR PUROHIT

Order

26/02/2026

1. Learned AAG has placed on record the status report whereby it has been observed by the Investigating Officer that after the corpus being traced out, her statement was recorded and a Videography of the same was also done. Further, on basis of the documents produced before the Investigating Officer, she was held to be a major and hence, was released. As per the report, the allegations made by the petitioner were found to be false and incorrect.
2. The progress/report card of the corpus has been annexed with the present petition, which reflects the date of birth of the corpus to be 9.12.2008. On basis of the said report card, it has been submitted that the corpus is a minor.
3. In view of the above, how the Investigating Authority reached to the conclusion that the corpus is a major, is incomprehensible. Even if any document was placed before the

Investigating Authority, he was not the competent authority to hold that the corpus is a major, particularly when a document was already available on record reflecting her to be a minor.

4. We are of the clear opinion that the Investigating Officer has clearly acted in excess of jurisdiction.

5. Learned AAG is, hence, directed to produce the corpus before the Court tomorrow i.e. 27.2.2026.

(YOGENDRA KUMAR PUROHIT),J

(REKHA BORANA),J

13-Arti/-