

**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT
JODHPUR**

D.B. Habeas Corpus Petition No. 101/2026

Kishan Bavri S/o Sh Bastiram, Aged About 25 Years, R/o Village
Khardi, Tehsil Marwar Junction District Pali (Raj.)

-----Petitioner

Versus

1. State Of Rajasthan, Through Home Secretary, Secretariat,
Jaipur.
2. The Superintendent Of Police, Pali.
3. Station House Officer, Police Station Sojat Road, District
Pali.
4. Superintendent, Nari Niketan Jodhpur.

-----Respondents

For Petitioner(s)	:	Mr. Chakravarti Singh Rathore
For Respondent(s)	:	Mr. Deepak Choudhary, GA-cum-AAG Ms. Kamla, SHO, PS Sojat Road Pali

**HON'BLE MR. JUSTICE FARJAND ALI
HON'BLE MR. JUSTICE SANDEEP SHAH**

Order

09/03/2026

1. The present petition is in the nature of habeas corpus and has been filed by the petitioner who alleges himself to be the fiance of the corpus Kavita. In the present case, in the earlier occasion, the petition bearing D.B. Habeas Corpus Petition No.110/2025 came to be filed by Kanhaiya Lal, brother of the corpus wherein the Coordinate Bench of this Court vide order dated 19.11.2025 passed the following order :-

"1. Heard.

2. The corpus, on having been recovered, has been produced today before this Court by the concerned

Police Officer. The date of birth of the corpus as reflected from the record is 01.02.2008, meaning thereby the corpus is minor, below 18 years of age, which is affirmed by counsel for the petitioner as well as learned GA-cum-AAG.

3. We have interacted with the corpus and she has stated before us that she is not in any illegal detention and she does not wants to go and live with the petitioner i.e. brother of the corpus.

4. Considering the facts and circumstances of the present case and the fact that the corpus is a minor girl, aged about 17 years, we deem it just and proper to send the corpus at Rajkiya Balika Gruh, Jodhpur. The concerned Police Officer is directed that no harm should be caused by any person to the corpus, while going in Rajkiya Balika Gruh, Jodhpur.

5. The parents of the corpus are at liberty to meet the corpus as per Rules, if they so desire and no other person shall be allowed to meet the corpus.

6. In that view of the matter, the present habeas corpus petition stands disposed of."

2. While considering the fact that the corpus was minor and was not willing to go with the parents, she was sent to Rajkiya Balika Graha, Jodhpur. Today, the corpus is present before this Court and she has attained the age of 18 years in the month of February itself. Upon the query raised before the corpus and after conferring with her, she stated that she wants to go with the petitioner only at her own free will and there was no force or coercion of anyone upon her.

3. Since the corpus is a major girl and she is not under illegal detention, the instant habeas corpus petition is disposed of

keeping the alleged detainee at liberty to go with the petitioner or wherever she desires.

4. The officer in-charge of Rajkiya Balika Graha, Jodhpur is directed to release the corpus and also provide her all the belongings forthwith.

(SANDEEP SHAH),J

(FARJAND ALI),J

97-chhavi/-