

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

D.B. Habeas Corpus Petition No. 353/2026

Sunil S/o Mohan Ram, Aged About 21 Years, Resident Of
Meghwalo Ka Bas, Lawari, District Jodhpur (Raj.).

-----Petitioner

Versus

1. The State Of Rajasthan, Through Secretary, Ministry Of
Home Affairs, Government Of Rajasthan, Jaipur.
2. The Inspector General Of Police, Jodhpur Range Jodhpur
(Raj.).
3. The Superintendent Of Police, Jodhpur Rural (Raj.).
4. The Sho, Police Station, Borunda, District Jodhpur Rural
(Raj.).
5. Ganpat Ram S/o Laxman Ram, Resident Of Madliya, Tehsil
Pipar City, District Jodhpur (Raj.).
6. Surendra Ram S/o Mada Ram, Resident Of Madliya, Tehsil
Pipar City, District Jodhpur (Raj.).
7. Champa Ram S/o Laxman Ram, Resident Of Madliya,
Tehsil Pipar City, District Jodhpur (Raj.).

-----Respondents

For Petitioner(s)	:	Mr. Sumer Singh Jodha
For Respondent(s)	:	Mr. Deepak Choudhary, GA-cum-AAG with Mr. K.S. Kumpawat Mr. Sujana Ram, C.I., P.S. Borunda, Dist. Jodhpur Rural

HON'BLE MR. JUSTICE VINIT KUMAR MATHUR
HON'BLE MR. JUSTICE CHANDRA SHEKHAR SHARMA
Order

03/07/2026

1. Heard learned counsel for the parties.
2. The present habeas corpus petition has been filed by the
husband of the corpus Mst. 'M' alleging therein that she is in illegal
detention of the private respondents.

3. In pursuance of the directions issued by this Court, the corpus Mst. 'M' has been produced before us.

4. We have conferred with the corpus Mst. 'M'. The corpus Mst. 'M' has stated that she is 18 years of age and has studied up till 12th standard. She has stated that she was threatened to marry the present petitioner and now she has decided not to live with the present petitioner. She has expressed her desire to go and live with her parents as she is living with them of her own free will. She also stated that she is not in illegal detention of private respondents.

5. We have considered the statements made before us and we are of the view that since the corpus Mst. 'M' is a major lady understanding her well-being quite well and she being not in illegal detention of any person, therefore, she is free to live at a place of her own choice.

6. In view of the discussion made above, the present habeas corpus petition fails and the same is hereby dismissed.

7. However, in pursuance of the order dated 12.06.2026, the amount of Rs.25,000/- deposited by the petitioner stands forfeited and the demand draft annexed with the present petition be deposited in the name of Child Secretariat (Bank Account No.50200115050862, IFSC – HDFC0005113).

(CHANDRA SHEKHAR SHARMA),J

(VINIT KUMAR MATHUR),J