

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

D.B. Habeas Corpus Petition No. 378/2026
CNR: RJHC010603962026
URN: HC / 595U / 2026

Gorkha Ram S/o Sh. Ummeda Ram, Aged About 33 Years, R/o 215, Rajmathai, Jaisalmer.

-----Petitioner

Versus

- 1. State Of Rajasthan, Through Secretary, Home Department, Government Secretariat, Jaipur.
- 2. Superitendent Of Police, Jodhpur Metro.
- 3. Sho Police Station, P.s Mathania District Jodhour.
- 4. Sho Police Station, P.s Osiya District Jodhpur.
- 5. Mangi Lal, Investigation Officer Police Station Mathania District Jodhpur.
- 6. Dhapu Devi W/o Sagta Ram, R/o Jelu Gagadiya Tinwari District Jodhpur.

-----Respondents

For Petitioner(s)	:	Ms. Saeena Bano Mr. Thakur Dayal
For Respondent(s)	:	Mr. Deepak Choudhary, GA-cum-AAG Ms. Tulsi Choudhary, C.I., P.S. Mathaniya, Jodhpur. Mr. Brijesh Bhintal

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

15/07/2026

- 1. Heard learned counsel for the parties.
- 2. The present habeas corpus petition has been filed by the petitioner, who claims to be the live-in-partner of the corpus Mst. 'M'. It is alleged that the corpus Mst. 'M' 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 this Court.

4. We have conferred with the corpus Mst. 'M'. She stated that she is a major lady of 26 years of age, who understands her well being quite well. She stated that she is married to Jagdish and is having two children. She stated that on account of maltreatment at the hands of her husband, she has started to live in live-in-relationship with the present petitioner. She stated that she is not in illegal detention of any person including private respondents. She stated that she is living with the present petitioner of her own free will without any pressure from any side.

5. In view of the statements made before us by the corpus Mst. 'M', we are convinced that the corpus Mst. 'M' is not in illegal detention of any person and since the corpus Mst. 'M' is a major lady of 26 years of age, who understands her well being quite well, and has expressed her desire to go and live with the present petitioner, therefore, she is free to go and live at a place and with a person of her choice.

6. The present Habeas Corpus Petition is disposed of and the corpus Mst. 'M' is free to live with the present petitioner at her own choice.

7. The investigating agency is directed to see to it that the corpus Mst. 'M' reaches safely to the place of her residence.

8. It is directed that the amount deposited by the present petitioner in pursuance of the directions issued by this Court on 01.07.2026 shall be refunded to the petitioner forthwith.

(CHANDRA SHEKHAR SHARMA),J

(VINIT KUMAR MATHUR),J