

RAJASTHAN HIGH COURT

सत्यमेव जयते

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Habeas Corpus Petition No. 65/2025

Shrikumar Sakya S/o Bhola Ram Sakya, Resident Of Ward No. 103, Deepak Saini Ka Makan, Pratap Nagar, Jaipur City (East), Jaipur (Raj.)

-----Petitioner

Versus

1.

State Of Rajasthan, Through Principal Secretary, Department Of Home, Government Of Rajasthan, Secretariat, Jaipur.
2.

Superintendent Of Police, Jaipur (Raj.)
3.

Sho, Police Station, Pratap Nagar, Jaipur City (East), Jaipur (Raj.)
4.

Additional Director General Of Police, Anti Human Trafficking Unit, Jaipur.

-----Respondents

For Petitioner(s)

:

Mr. B. S. Kachhawa, Adv.

For Respondent(s)

:

Mr. Rajesh Chaudhary, GA-cum-AAG with Mr. Vivek Sharma, Addl. GA & Mr. Aman Kumar, AAAG
Mr. Manoj Kumar Berwal, Inspector of Police (SHO) Police Station Pratap Nagar, Jaipur (East)
Smt. Chand Banjara (3987), Police Station Pratap Nagar, Jaipur

HON'BLE MR. JUSTICE NARENDRA SINGH DHADDHA
HON'BLE MR. JUSTICE BHUWAN GOYAL

Order

17/03/2025

1.

This habeas corpus petition has been filed by the petitioner seeking custody of the corpus-his daughter.
2.

Today the concerned police officials have produced the corpus before us. According to Annexure-2 (Certificate cum Grade sheet), issued by Education Department Rajasthan, Bikaner, the

date of birth of the corpus is 01.01.2011, which has not been disputed either by counsel for the petitioner or by learned Government Advocate-cum-Additional Advocate General. Thus, the corpus is a minor girl.

3. We have interacted with the corpus, who firmly states before this Court that she does not want to go with her father-the petitioner and she is ready to stay in Rajkiya Balika Gruh, Gandhi Nagar, Jaipur.

4. Considering the facts and circumstances of the case and also considering the age of corpus which is below 18 years, we deem it proper to direct the concerned police officials, who are present today in the Court to admit the corpus in Rajkiya Balika Gruh, Gandhi Nagar, Jaipur. Corpus will remain in Rajkiya Balika Gruh, Gandhi Nagar, Jaipur till she attains the age of majority on the basis of Certificate cum Grade sheet issued by Education Department Rajasthan, Bikaner (Annexure-2). However, if during the intervening period, the corpus wishes to go with her parents, she may be sent with them after necessary verification. Superintendent, Rajkiya Balika Gruh, Gandhi Nagar, Jaipur is directed not to permit anyone else to meet the corpus other than her parents.

5. In this view of the matter, the habeas corpus petition stands disposed of accordingly. The parents of the corpus are at liberty to meet the corpus as per Rules in the Rajkiya Balika Gruh, Gandhi Nagar, Jaipur.

6. A copy of this order be provided to the learned Government Advocate-cum-Additional Advocate General and a copy be also



sent to the Superintendent of Rajkiya Balika Gruh, Gandhi Nagar,
Jaipur for necessary compliance.

(BHUWAN GOYAL),J

(NARENDRA SINGH DHADDHA),J

Jatin/Payal/1-C