

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Habeas Corpus Petition No. 186/2022

Ashutosh Sharma Son Of Shri Somveer Sharma

-----Petitioner

Versus

State Of Rajasthan & Ors.

-----Respondents

Connected With

D.B. Habeas Corpus Petition No. 58/2021

Ram Swaroop Bairwa Son Of Shri Tunda Ram

-----Petitioner

Versus

State Of Rajasthan & Ors.

-----Respondents

For Petitioner(s)	:	None present.
For Respondent(s)	:	Mr. Rajendra Yadav Government Advocate cum AAG with Mr. N.S. Gurjar, Additional Government Advocate.
		Mr. Manoj Kumar Gupta, ACP, Cyber Crime (East).
		Mr. Naresh Sharma, C.I. (S.H.O.) Bandikui, District Dausa, present in person.

HON'BLE MR. JUSTICE ASHOK KUMAR GAUR
HON'BLE MR. JUSTICE BHUWAN GOYAL

Order

08/03/2023

D.B. Habeas Corpus Petition No. 186/2022:-

Mr. Rajendra Yadav, learned G.A. cum AAG submits that the Authorities are conducting the investigation and they have also interrogated the persons who may be having any knowledge of the incident of missing child.

Mr. Rajendra Yadav, learned G.A. cum AAG further submits that the office of Additional Director General of Police (Civil Rights & AHT), Rajasthan Jaipur has issued a circular dated 27.01.2023 in respect of missing persons and a Standard Operating Procedure (SOP) has also been laid down.

Mr. Rajendra Yadav, learned G.A. cum AAG submits that the said SOP has been issued in pursuance of directions given by this Court in D.B. Habeas Corpus Petition No.58/2021.

This Court finds that learned G.A. cum AAG is required to inform this Court by filing an affidavit of a responsible officer as in what manner, the SOP, as provided in circular dated 27.01.2023, has been followed by different Authorities, who have been assigned this task of investigation in respect of missing children and other persons.

Mr. Rajendra Yadav, learned G.A. cum AAG will further give specific details in respect of the compliance of different directions which have been given in the said circular.

Mr. Rajendra Yadav, learned G.A. cum AAG may do the needful and he will also direct the Investigating Officers to conduct the investigation in such a manner that details of Aadhar Card, if any, of the missing child may be collected by them and further the bank details of the parents of missing child may also be collected by the Investigating Officers in order to ascertain as whether any money has been transferred in favour of the missing child by either of the parents.

List this case on 03.04.2023 along with connected matter.

D.B. Habeas Corpus Petition No. 58/2021:-

Mr. Naresh Sharma, C.I. (S.H.O.) Bandikui, District Dausa is present in the Court. He submits that some more efforts are required to be made by carrying out investigation on the lead, which is given by sister of the abducted child. He undertakes to inform this Court on the next date as what steps have been taken in respect of such investigation.

The Investigating Officer will also keep a vigil on the Aadhar Card of the missing child, as the same has been used by any person, during this period and accordingly he will also inform this Court.

List on 03.04.2023 along with the connected matter.

(BHUWAN GOYAL),J

(ASHOK KUMAR GAUR),J

Ramesh Vaishnav /86

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