



2026:AHC:59119-DB

HIGH COURT OF JUDICATURE AT ALLAHABAD

HABEAS CORPUS WRIT PETITION No. - 127 of 2026

Smt Savita Devi Corpus And Another

.....Petitioner(s)

Versus

State Of U.P. And 4 Others

.....Respondent(s)

Counsel for Petitioner(s) : Pramod Kumar Srivastava
Counsel for Respondent(s) : G.A.

Court No. - 44

HON'BLE SIDDHARTH, J.

HON'BLE VINAI KUMAR DWIVEDI, J.

1.Heard Shri Pramod Kumar Srivastava, learned counsel for the petitioners and Shri Sushil Kumar Pandey, learned A.G.A. 1st for the state-respondent..

2.This writ petition has been filed with the following prayer:-

"Issue a writ order or direction in the nature of Habeas Corpus directing the respondent no.3, Superintendent of Nari Niketan, District Prayagraj to produce the petitioner no.1, namely, Smt. Savita Devi alongwith her male child before this Court, who are in illegal detention of respondent no.3 and released to them in favour of petitioner no.2."

3.In compliance of the earlier order passed by the courts the learned A.G.A. has received instructions. He informs that the date of birth of the corpus recorded in the school first attended in class 1st in 13.5.2006.

4. As per ossification test report of the corpus she is also found to be above 18 years and below 20 years

5. Hence victim can be considered to be aged above 18 years. Therefore, there is no justification for detaining her in Nari Niketan, District Prayagraj.

6. The respondent no.3, Superintendent of Nari Niketan, District Prayagraj is directed to release petitioner no.1, Savita Devi (corpus) alongwith her male child forthwith. Since corpus, Smt. Savita Devi has been found to be major, she is free to go wherever she likes.

7. The office is directed to return the ossification test report of corpus to the C.J.M. Prayagraj within two days in sealed cover.

8.. The Instructions received by learned A.G.A. are taken on record.

9. In view of the above consideration, the writ petition is allowed.

(Vinai Kumar Dwivedi,J.) (Siddharth,J.)

March 23, 2026

Atul kr. sri.