

IN THE HIGH COURT OF JUDICATURE FOR
RAJASTHAN
AT JAIPUR BENCH, JAIPUR.

O R D E R

D. B. CIVIL WRIT HABEAS CORPUS PETITION NO. 12091/2008.

Indraj Singh

Vs.

State and ors.

Date of order: - October 31, 2008.

PRESENT
HON'BLE THE CHIEF JUSTICE SHRI NARAYAN ROY
HON'BLE SHRI JUSTICE MOHAMMAD RAFIQ

Mr. Om Prakash Sheoran for the petitioner.

BY THE COURT :-

Heard learned counsel for the petitioner.

This habeas corpus application has been filed for production of Ms. Sushila who is alleged to have been abducted by accused persons respondents No. 3 to 7.

On own showing of the writ petitioner, it appears that for the incidence as referred to above, a FIR has been filed against respondents No. 3 to 7 on 8/9/2008 for offences under Sections 363, 366 and 120B of the IPC. However, it is submitted by the learned counsel for the petitioner that the police is not properly investigating the matter nor the victim girl has been apprehended till date.

Considering the facts and circumstances of the case and in view of filing of the FIR, this writ application in the form of habeas corpus is not maintainable.

It is accordingly dismissed. However, SHO Police Station Chirawa, District Jhunjhunu is directed to go ahead with the investigation and take necessary steps in accordance with law.

(MOHAMMAD RAFIQ), J.

(NARAYAN ROY), CJ.

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