

HABC No. 16 of 2012

with

CLMA No. 22636 of 2012

Hon'ble Prafulla C. Pant, J.

Mr. Bhupesh Kandpal, Advocate,
holding brief of Mr. H.C. Joshi, Advocate,
present for the petitioner.

Mr. T.C. Aggarwal, Addl. G.A.,
present for the State.

Mr. B.S. Parihar, Advocate, present
for the respondent nos. 5, 6 and 7.

The Station House Officer, Kotwali
Roorkee, is present in person in Court.

Learned counsel for the State informs
that Irfan, alleged detenue is not in the custody
of respondent nos. 5, 6 and 7. A counter
affidavit has been filed on behalf of the
respondent no. 3 and 4 in this regard.

Learned counsel for the respondent
nos. 5, 6 and 7 also states that Irfan (husband
of the present petitioner) who was working in
the brick field run by respondent nos. 5, 6 and
7 has left the job after taking his dues from
them.

In the above circumstances, since
Irfan is said to be not in the custody of the
respondents, no further action is needed.

Therefore, notice issued on 27.03.2012,
stands discharged. The writ petition under
Article 226 of Constitution of India, for writ of
Habeas Corpus in nature, is dismissed.
(Interim relief application no. 2263 of 2012,
also stands dismissed).

(Prafulla C. Pant, J.)

Parul

30.04.2012