

HABC No.8 of 2014

Hon'ble V.K.Bist, J.

Mr. S.K. Shandilya, Advocate holding brief of Mr. Mohd. Azim, Advocate for the petitioner .

Mr. S.S. Adhikari, Brief Holder for the State.

Heard learned counsel for the parties.

This Habeas Corpus petition has been filed by the petitioner for a direction to the respondents to produce the corpus of Salma Khatoon before the Court, who is in illegal detention and custody of respondent nos.3 & 4.

Though, notices were issued to the respondent nos.3 & 4, but nobody has put in appearance on behalf of them.

Today, learned Brief Holder for the State submitted that he has received instructions from the S.H.O. Police Station Kiccha, in which it is stated that corpus of Salma Khatoon appeared before the Magistrate and her statement was recorded under Section 164 Cr.P.C. In her statement before the Magistrate, she has stated that she is major and is willing to go with her husband. She also stated that she wants to live with her husband, namely, Mr. Mohd. Yasseen (respondent no.3).

In view of above, the habeas corpus petition stands dismissed.

Interim relief application stands rejected.

(V.K. Bist, J.)
28.02.2014

Arpan