



RAJASTHAN HIGH COURT

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

सत्यमेव जयते

D.B. Habeas Corpus Petition No. 261/2026
CNR: RJHC020687252026 | URN: HC / 707U / 2026

Bhuri W/o Bhagwan Singh

-----Petitioner

Versus

State Of Rajasthan

-----Respondent

For Petitioner(s) : Mr. Suresh Kumar with
Ms. Vijay Laxmi Jangid

For Respondent(s) : Mr. Rajesh Choudhary, GA-cum-AAG
with Mr. Aman Agarwal
Ms. Neha Goyal
Mr. Vinod Kumar Sharma
Mr. Tejpal Saini, CI
Police Station Kotwali, Bharatpur

**HON'BLE MR. JUSTICE MAHENDAR KUMAR GOYAL
HON'BLE MR. JUSTICE CHANDRA SHEKHAR SHARMA**

Order

07/08/2026

Pursuant to order of this Court dated 29.07.2026, learned Government Advocate-cum-Additional Advocate General has submitted the status report dated 06.08.2026 furnished by SHO, Police Station Kotwali, District Bharatpur.

As per the status report, the Birth Certificate dated 12.06.2026 issued by the Registrar, Rundh Ikran, Sewar, District Bharatpur, reflecting the date of birth of the missing girl as 01.01.2003, is found to be forged, fabricated and having been issued against the statutory provisions.

Recently, this Court has come across such habeas corpus petitions, with allegation of illegal detention of the minor girl(s), wherein, birth certificates are being produced, on behalf of the



respondent(s), issued by the competent authority reflecting the missing girl to be major but, on inquiry, the same are found to have been issued in violation of the statutory provisions. It is a serious matter as it not only constitutes offence(s) under the provisions of Bharatiya Nyaya Sanhita, 2023 but, also amounts to interference in administration of justice. In the aforesaid factual context, to curb this menace in its bud, we direct the Chief Secretary, Government of Rajasthan to look into the matter and issue necessary instructions to the authorities concerned not to issue such birth certificates dehors the statutory provisions and in casual manner without due verification of the facts. He is also directed to ensure that appropriate disciplinary proceeding is carried out against the erring official(s). The learned GA-cum-AAG may provide a list of such cases to the Chief Secretary.

Further, although, learned Government Advocate-cum-Additional Advocate General has submitted a copy of the FIR No.0189 dated 10.07.2026 lodged at Police Station Chiksana, Bharatpur on a complaint sent by the Court of learned Judicial Magistrate No.4, Bharatpur submitted by the petitioner-Bhuri alleging therein, inter alia, the certificate of the date of birth being forged but, it also reflects that despite repeated request, the concerned police station refused to lodge the FIR and the representation sent to the District Superintendent of Police, vide registered letter dated 29.06.2026, also failed to invoke any response.

In view thereof, the District Superintendent of Police, Bharatpur is directed to file an affidavit as to why contempt proceedings should not be initiated for non-registration of the FIR





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despite disclosure of the commission of cognizable offence from the facts narrated in the FIR No.0189 dated 10.07.2026 registered at Police Station Chiksana, Bharatpur. He is further directed to ensure free and fair investigation in the aforesaid FIR at earliest.

Learned GA-cum-AAG undertakes to inform the officer(s) concerned of this order and to submit the compliance report within two weeks from today. He prays for and is granted three days' time to produce the missing girl.

List the matter on 11.08.2026 as prayed.

(CHANDRA SHEKHAR SHARMA),J

(MAHENDAR KUMAR GOYAL),J

9/PRAGATI