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**\*IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 11382/2017

FOUNDATION FOR SOCIAL EMPOWERMENT ..... Petitioner

Through : Ms. Seema Sharma, Trustee  
of the petitioner society in  
person

versus

UNION OF INDIA AND ORS. .... Respondents

Through : Mr. Sanjeev Narula, CGSC  
for R-1  
Mr. Gautam Narayan, ASC-  
GNCTD for R-2  
Mr. Rahul Mehra, SC (Crl.)  
for R-7 & 8

**CORAM:**

**HON'BLE THE ACTING CHIEF JUSTICE**

**HON'BLE MR. JUSTICE C.HARI SHANKAR**

**ORDER**

% **19.12.2017**

1. Issue notice to the respondents to show cause why *rule nisi* be not issued, returnable on 20<sup>th</sup> December, 2017.
2. Mr. Sanjeev Narula, learned CGSC accepts notice on behalf of respondent no.1.
3. Mr. Gautam Narayan, learned ASC for Govt. of NCT of Delhi accepts notice on behalf of respondent no.2
4. Mr. Rahul Mehra, learned St. Counsel (Criminal) accepts notice on behalf of respondent nos. 3 and 4.

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5. This writ petition complains of illegal confinement of several women and girl children at the premises A-1/351-352, Vijay Vihar, Rohini, New Delhi-110085. The writ petition details several first information reports registered against the respondent no.5, two of which have been registered under Section 376 read with Section 506 of the Indian Penal Code amongst other penal provisions. No investigation appears to have been undertaken.

The petitioner has enumerated 15 daily diary entries as well, again relating to serious offence. Nothing seems to have been done thereon.

6. In para 9 of the writ petition, reference is made to a complaint lodged by Mr. Ram Reddy in respect of his daughter who is stated to be illegally abducted and confined by the respondent nos. 5 and 6. His complaint being DD No. 39B dated 23<sup>rd</sup> December, 2015 made at Police Station Vijay Vihar, Delhi has not been registered as a FIR and no enquiry thereon has been undertaken by the police.

7. Mr. Ram Reddy is personally present in this court alongwith his wife and submits that he has been going from pillar to post for the last 2 ½ years, but his efforts have been in vain. He states that he was lastly permitted to only briefly see his daughter in the aforesaid premises by the respondent no.5 in November, 2016 and thereafter has not been permitted any access to her. Even on that occasion, Mr. Reddy was not permitted to talk to his daughter.

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8. Mr. Santosh Sahu is also personally present in court who stated to have lodged DD-95B dated 5<sup>th</sup> September, 2015 with PS Vijay Vihar regarding the illegal confinement of their daughter.

9. The complainant in FIR No. 1353/2017 dated 12<sup>th</sup> November, 2017, PS Vijay Vihar is also personally present in this court. She submits that her younger sister is still in the illegal confinement of the respondent no.5 at the said premises.

10. The matters complained of in the writ petition are of an extremely urgent nature and suggest danger to the lives and limbs of several girls stated to be illegally confined in the said premises. The writ petitioner also refers to several minor children being so confined.

11. A direction is issued to the Commissioner of Police to depute a senior officer not below the rank of Deputy Commissioner of Police to cause an inspection by the team, which we are appointing, to be conducted of the premises no. A-1/351-352, Vijay Vihar, Rohini, New Delhi-110085 today itself.

12. The following members shall constitute the inspection team :

- (i) *Mr. Ajay Verma, Advocate*
- (ii) *Ms. Nandita Rao, Advocate*
- (iii) *A representative of the Delhi Commission for Women*
- (iv) *Deputy Commissioner of Police nominated by the Commissioner of Police*

13. The respondent nos. 5 and 6 are directed to cooperate with the team during their inspection.

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14. The inspection team shall visit the premises today itself with adequate police force and will videograph the entire inspection and produce the record of the videography before us tomorrow.

15. The inspection team can seek the assistance of Mr. Santosh Sahu, Mr. Ram Reddy as well as the complainant in FIR No. 1353/2017 while inspecting.

16. The local police shall ensure full assistance to the inspection team.

17. The Commissioner of Police is directed to cause production of Santosh Gopa, daughter of Sh. Ram Reddy, the daughter of Sh. Santosh Sahu and sister of the complainant in FIR No.1353/2017 before this court tomorrow.

18. The respondent no.5 shall not leave Delhi till further orders of this court.

19. List on 20<sup>th</sup> December, 2017.

*Dasti* under signatures of the Court Master.

**ACTING CHIEF JUSTICE**

**C.HARI SHANKAR, J**

**DECEMBER 19, 2017/kr**

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