



HIGH COURT OF JUDICATURE AT ALLAHABAD

HABEAS CORPUS WRIT PETITION No. - 973 of 2025

Anuj Kumar And Another

.....Petitioner(s)

Versus

State Of U.P. And 5 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Kamlesh Singh
Counsel for Respondent(s)	:	G.A.

Court No. - 44

HON'BLE J.J. MUNIR, J.

HON'BLE SANJIV KUMAR, J.

A compliance affidavit has been filed on behalf of the Senior Superintendent of Police, Aligarh in Court today by Mr. Deepak Mishra, learned Additional Government Advocate. Let it be taken on record and numbered by the office.

A Sub-Inspector of Police has gone missing without trace after he was suspended from service by the Senior Superintendent of Police, Aligarh *vide* order dated 17.09.2025. This habeas corpus petition was filed by his mother with a case that he was last seen by his landlord being escorted by an Inspector of Police and a Constable.

In the affidavit of compliance filed today, what the Police are trying to say in paragraph nos. 9 (vii), (viii), (ix), (x), (xi) and (xii) that a dead body at the railway tracks was found which they want us to accept or believe to be the body of the missing Sub-Inspector. They have even called him the abducted Sub-Inspector. The report regarding the dead body found on the railway tracks near the railway station Daud Khan is also very elusive. Every CCTV camera that could have captured the happenings has been reported to be non-functional.

A CCTV camera, where installed and reported to be non-functional, creates a big suspicion about whomsoever is the owner of the establishment where the dysfunctional CCTV camera has been installed, which of course has to be seen in the background of the fact whether the owner of the establishment could be in connivance with the one who wanted evidence destroyed.

Whatever is there on record, we cannot comment at this stage. However, what we are sure of is that the issues involved in this petition are quite grave and serious and certainly beyond the scope of a writ petition that seeks a habeas corpus. This is no longer a case where the man is in illegal detention of the Police. He might have been illegally detained, but apparently has met with a gory fate. In the affidavit of compliance, filed by the Senior Superintendent of Police today, there is a suggestion by the Police themselves that he is no more and the dead body that has been at the tracks belongs to the missing Sub-Inspector.

This then being the state of things, we direct this petition to be converted into a Criminal Miscellaneous Writ Petition and listed before the appropriate Bench, dealing with such matters.

The necessary amendments may be carried out by the petitioners after moving a suitable application for amendment.

List in the day's cause list before the appropriate Bench on **16.12.2025**, if possible as the **first case** of the day.

(Sanjiv Kumar,J.) (J.J. Munir,J.)

December 10, 2025

Prashant D.