

Court No. - 13

Case :- HABEAS CORPUS WRIT PETITION No. - 285 of 2023

Petitioner :- Khushbu Verma Thru. Her Husband Luvkush Verma And 2 Others

Respondent :- State Of U.P. Thru. Prin. Secy. Deptt. Of Home, Govt. Of U.P. Civil Sectt. Lko. And 3 Others

Counsel for Petitioner :- Pravin Kumar Verma, Vivek Kumar Verma

Counsel for Respondent :- G.A., Prem Kumar

Hon'ble Karunesh Singh Pawar, J.

1. Heard learned counsel for the petitioner, learned A.G.A. for the State-respondents as well as learned counsel appearing for private respondents.

2. This Court vide order dated 19.10.2023 has passed the following order:-

"1. Sri Prem Kumar, Advocate has filed Vakalatnama today on behalf of respondent no. 4, which is taken on record.

2. Heard learned counsel for the petitioners, learned AGA for the State and Sri Prem Kumar, learned counsel for the respondent no.4 and perused the record.

3. In compliance of the order dated 21.09.2023, corpus Smt. Khushbu Verma-petitioner no.1 and corpus petitioner no.3-Master Mahir are present before this Court today alongwith Sri Ram Shukla, Sub Inspector and Ms. Surbhi Verma, Constable and has been duly identified by Sri Prem Kumar, learned counsel appearing for the respondent no.4.

4. Being confronted by the Court, corpus Smt. Khushbu Verma-petitioner no.1 submitted that her husband, namely Lavkush Verma assaulted her, therefore, she left her matrimonial house. She further stated that she still wants to go with her husband subject to assurance that in future, he will not assault her and keep good behavior. She lastly stated that she is ready to go with her husband in case her husband may come her parental house for taking her (Vidai). She further requested that this case may be listed after one month for ensuring the good conduct of her husband.

5. Being confronted by the Court, husband-Lavkush Verma denied

the aforesaid allegation levelled by his wife and stated he has love and affection with his wife and also wants to live with her happily. He further stated that he is ready to visit her parental house as desired by his wife within one week. The presence of corpus Smt. Khushbu Verma-petitioner no.1 and husband Luvkush Verma have been recorded separately in the order sheet.

6. Under such facts and circumstances of the case, corpus Smt. Khushbu Verma is at liberty to live with her husband and in case they decided to live together, both shall again present before this Court on 28.11.2023.

7. List this case on 28.11.2023.

7. Registry is directed to release the amount of Rs.35,000/- earlier deposited, to respondent no.4, namely, Gyan Chandra forthwith."

3. Today when the matter is taken up, the corpus i.e. Khushbu Verma, Km. Ruhi and Master Mahir are present before the court.

4. It has been submitted by learned counsel appearing for the parties that both Khushbu Verma and Lovkush Verma, who are present before the court, are residing happily with each other therefore, the petition has become infructuous.

5. The petition is dismissed as having become infructuous.

Order Date :- 28.11.2023

Saurabh Yadav/-