

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
NAGPUR BENCH : NAGPUR

CRIMINAL WRIT PETITION NO.1140 OF 2017

(Smt. Sweety w/o Prashant Shende and another vs. The Police Station House Officer, Dhantoli Police Station, Nagpur and others)

Office Notes, Office Memoranda of
Coram, appearances, Court's orders Court's or Judge's orders
or directions and Registrar's orders.

Shri Y.V. Nayyar, Advocate for petitioners.

Shri S.J. Kadu, Additional Public Prosecutor for
respondent nos.1 and 2.

Shri P.P. Kotwal, Advocate for respondent no.3.

CORAM : P.N. DESHMUKH AND
M.G. GIRATKAR, JJ.

DATED : AUGUST 8, 2018

Petitioner no.1 and respondent no.3, who
are wife and husband respectively, are present along
with their respective Counsel before this Court.

This petition is filed by petitioner no.1 along
with her mother as petitioner no.2 for issuance of writ of
habeas corpus for grant of custody of child, namely,
Rudra.

The petitioner no.1 and respondent no.3
make a joint statement that they are residing together for
last one week and have settled all the disputes –
whatsoever were in between them. It is also submitted
that petitioner no.1 is now residing in the house of
respondent no.3 at Nagpur and minor son Rudra is
residing with them.

The petitioner no.1 also makes a statement
that in view of above stated facts, she would withdraw

all other proceedings, which are pending before Family Court and Judicial Magistrate, First Class concerning grant of custody of minor son Rudra and under the Protection of Women from Domestic Violence Act, 2005.

The statements made by petitioner no.1 and respondent no.3 as aforesaid are accepted.

In that view of the matter, we find that there is no reason to keep present petition pending before this Court as the cause in the present petition no more survives.

The petition is, therefore, disposed of in the above terms. No order as to costs.

JUDGE

JUDGE

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Kamal
Hundraj
Jeswani

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