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

+ **W.P.(CRL) 347/2020**

RAVI KUMAR ARYA Petitioner

Through Mr.Vijay Kinger, Advocate.

versus

STATE & ORS. Respondents

Through Mr.Rahul Mehra, standing counsel
(Crl.) for the State with Mr.Chaitanya
Gosain and Mr.Divyank Tyagi,
Advocates.

CORAM:

HON'BLE MR. JUSTICE MANMOHAN

HON'BLE MS. JUSTICE SANGITA DHINGRA SEHGAL

ORDER

% **05.02.2020**

Crl.M.A.No.2585/2020

Exemption allowed, subject to all just exceptions.

Accordingly, the application stands disposed of.

W.P.(CRL) 347/2020

Present writ of Habeas Corpus has been filed by the
Petitioner-father seeking directions to respondent nos.1 and 2 to
produce respondent no.3-son and respondent no.4-daughter before this
Court.

A perusal of the file reveals that the respondent no.2-wife had
filed a prior suit against the petitioner in United States of America.

However, neither the pleadings or date of the suit nor the orders passed in the said proceeding have been placed on record.

In the present petition, it has also been admitted that the petitioner has filed proceedings before the Guardianship Court as well as the Principal Family Court. But once again, neither the petition nor the orders passed in the said matters have been placed on record.

Further, a perusal of the pleadings reveal that the primary grievance of the petitioner is that he is being denied custody of his minor children.

Keeping in view the aforesaid prior proceedings as well as their non-disclosure in complete terms and the fact that respondent no.2-wife had left her matrimonial home along with the two minor children as far back as 10th August, 2016, this Court is of the view that it would neither be fair nor appropriate to entertain the present writ petition.

Accordingly, the present criminal writ petition stands dismissed.

MANMOHAN, J

SANGITA DHINGRA SEHGAL, J

FEBRUARY 05, 2020
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