

child.

2. The grievance of the petitioner is that despite the application having been filed in the Family Court, the learned Judge, Family Court has not decided the said application till date and hence, the aforesaid petition, seeking writ of Habeas Corpus is filed.

3. Since we are of the opinion that the Habeas Corpus is not maintainable and since the petitioner has already filed an application before the Family Court and has sought access / custody before the learned Judge, Family Court, we deem it appropriate to direct the learned Judge, Family Court to decide the application as expeditiously as possible and in any event, within four months, from the date of receipt of this order.

4. In view of the aforesaid, learned Counsel for the petitioner seeks leave to withdraw the petition.

5. The application is accordingly disposed of as withdrawn.
6. We make it clear that we have not heard the petition on merits, and as such, all contentions of all parties are kept open.
7. All concerned to act on the authenticated copy of this order.

SHARMILA U. DESHMUKH, J.

REVATI MOHITE DERE, J.