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IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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Date of Decision: July 07, 2023

Amit KumarPetitioner(s)

Vs.

State of U.T. Chandigarh and othersRespondent(s)

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA

Present: Mr. Gaurav Datta, Advocate; Ms. Srishti Sharma, Advocate and
Ms. Rishu Bajaj, Advocate for the petitioner(s).

Mr. Abhinav Gupta, APP, UT, Chandigarh with
ASI Naresh Kumari

Mr. Kuldeep Singh Chaudhary, Advocate for respondents No.3 and 4.

ANOOP CHITKARA J. (ORAL)

The present petition has been filed for issuance of writ in the nature of Habeas Corpus directing the official respondents to release the detenue-minor daughter of the petitioner and hand over the custody to him being her father.

2. Counsel for UT Chandigarh submits that they had got the instructions in the matter and the child was staying with her mother. Today mother alongwith her child is present in Court.

3. Counsel for respondents No.3 and 4 submits that they have no objection if visiting rights for a limited period is given to petitioner.

4. To enable the petitioner to take legal recourse under statutory provisions, in the interregnum for a period of 100 days, the petitioner shall be at liberty to spend two hours on every Sunday with his child from 10:00 am to 12:00 noon. It is clarified that the mother of the child shall mentally prepare the child to spend time in the company of her father, which is her natural right, and shall co-

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in week to his child provided that the time does not affect the child’s study and playing hours. It is further clarified that when the petitioner visits to meet his child he would carry sufficient amount of gift so that the mother can also take share from it.

5. This settlement shall go on for 100 days. In case the petitioner approaches the competent Court, under the Guardians and Wards Act, 1890, before 100 days, the concerned Court may proceed with further in accordance with law except diluting this portion of order till the completion of 100 days.

6. With the aforesaid observations, the present petition is disposed of.
All pending applications, if any, stand disposed of.

(ANOOP CHITKARA)
JUDGE

July 07, 2023
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Whether speaking/reasoned:	Yes/No
Whether reportable:	No