

145 **IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

CRWP No.11257 of 2023 (O&M)

Date of Decision: 20.11.2023

Amandeep Kaur

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE RAJBIR SEHRAWAT

Present: Ms. Savita Bhandari, Advocate,
 for the petitioner.

RAJBIR SEHRAWAT, J. (ORAL)

The present second petition in the nature of Habeas Corpus has been filed by the petitioner under Article 226 of the Constitution of India for directing respondent Nos.1 to 5 to divulge the whereabouts the child Abhimanyu Singh Khara, with certain other prayers made in the present petition.

A perusal of the file shows that the petitioner had filed another petition before the Court below seeking custody of the child. Although, the Court below has adjourned the matter for seeking correct address of the respondent/husband of the petitioner, however, as per the counsel, the report has come that the respondent/father of the child had left India long back. This fact was disclosed by none other than the father of the husband of the petitioner/grand father of the child concerned. Therefore, the petitioner has the remedy of impleading the grand-parents of the child in question, as well, in the custody petition; so that the Court below can take a wholesome view regarding the welfare of the child and can decide as to who deserves to be

given custody of child. Moreover, all these aspects cannot be decided in the present petition filed seeking a writ of habeas corpus. Hence, the present petition is dismissed.

However, the petitioner would be at liberty to file appropriate application making appropriate prayers and seeking appropriate relief; before the Court below.

(RAJBIR SEHRAWAT)
JUDGE

20.11.2023
sandeep

Whether Speaking/Reasoned : Yes/No
Whether Reportable : Yes/No