

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH**

(254)

**2024:PHHC:037049
CRWP-2229-2024
Date of Decision: 14.03.2024**

Parvesh

--Petitioner

Versus

State of Haryana & others

--Respondents

CORAM:- HON'BLE MR. JUSTICE GURVINDER SINGH GILL.

Present:- Mr. Chetan Kapoor, Advocate for the petitioner.

Mr. Ramender Singh Chauhan, AAG, Haryana.

Mr. K.D. Sachdeva, Advocate for respondent no.4.

GURVINDER SINGH GILL.J (Oral)

1. The petitioner seeks issuance of a writ in the nature of Habeas Corpus so as to direct respondents no.2 and 3 to get released the detinue namely Dhanush Bangar (minor son of the petitioner) from the illegal custody of respondent no.4 (father-in-law of petitioner).

2. Learned counsel for the petitioner submits that pursuant to the directions issued by this Court on 07.03.2024, parties had appeared before the Mediation & Conciliation Centre of this Court. It has been informed by respondent no.4, who is present in person that since the petitioner was not taking care of child after her second marriage, therefore, respondent no.4 was constrained to take the child with him. It is submitted that he has already got two FDRs for Rs.4,50,000/- each made in favour of the minor child. It has also been informed that one plot measuring 100 sq. yards at Village Rawal, District Karnal has also been purchased in the name of the minor child for his benefit. Learned counsel for respondent no.4 has also volunteered that respondent no.4 in order to prove his bonafides, is ready to make another FDR of Rs.10 lakh in favour of the minor child and shall duly

participate with any custody proceedings as may be initiated by the petitioner.

3. In view of the aforesaid position, the instant petition is disposed of with liberty to the petitioner to have recourse to appropriate remedies for seeking custody of her child by moving an appropriate application before the Family Court concerned.

4. In case, any such petition is filed by the petitioner accompanied by an application for grant of interim custody of the child, the Family Court concerned shall endeavour to dispose of the same expeditiously preferably within two weeks from service of the respondents therein.

5. Respondent no.4 shall deposit an amount as offered in FDR in some nationalized bank in favour of minor. The Family Court which may be dealing with the matter concerning the child may pass any order as to how the FDR is to be dealt with.

6. It is further directed that respondent no.4 shall keep on facilitating meetings of the petitioner with her child at Child Park near Meera Ghati Chowk, Karnal, on daily basis, till any order is passed in this regard by Family Court. It is clarified that Family Court would be free to discontinue or amend the schedule of such meetings, as deemed appropriate in view of facts as may be brought to its notice.

(GURVINDER SINGH GILL)
JUDGE

14.03.2024

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Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No