

CWP-5948-2024
Date of decision : 24.06.2024

Vs.

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Mr. Ramender Singh Chauhan, Asstt. Advocate General,
Haryana.

ANIL KSHETARPAL, J.

1. The petitioner herein prays for issuance of a writ in the nature of Habeas Corpus directing official respondents No.1 to 4 to get the detenues, namely, Siddharth ad Samridhi released from the custody of respondents No. 5 and 6.
2. Heard the learned counsel representing the petitioner.
3. The petitioner is married with respondent No.5 and out of this wedlock Siddharth and Samridhi were born. In substance the petitioner alleges that she alongwith her minor children came to stay with respondent No.5 during summer vacations and she has been thrown out of the house, whereas, the children have been detenued.
4. Respondent No.5 is the father of the children, whereas, respondent No.6 is the grand-father. In the facts and circumstances of this case, the custody of children with the father cannot result in issuance of writ. Moreover,



disputed question of facts are required to be decided in the present case.

5. Keeping in view the aforesaid facts, the petitioner is relegated to regular alternative remedy.

6. The writ petition stands disposed of.

24.06.2024

neeraj

Whether speaking/reasoned :
Whether Reportable :

Yes
Yes

(ANIL KSHETARPAL)
JUDGE

No
No