

CRWP-9521-2024

2024:PHHC:130849

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH****CRWP-9521-2024****Date of decision: October 01, 2024**

Anshul Kumar

....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANOOP CHITKARA**Present:- Mr. T.S Grewal, Advocate for the petitioner.****Mr. Robindeep Singh Bhullar, Advocate for
respondent Nos.4 and 5.**

ANOOP CHITKARA, J.

1. Petitioner, who is the biological father of the minor children namely, Pahel and Dravyal, has come up before this Court under Article 226/227 of the Constitution of India for issuance of direction to official respondent to get his children released from the illegal custody of respondents No.4/mother.
2. After hearing the counsel for the parties, without adjudicating on the merits, a consent order is being passed.
3. Respondents No.4 & 5 shall hand over the custody of children to the petitioner on every Saturday at 2:00 P.M and he shall hand over the custody back to the respondent no.4 at her residence at 6:00 P.M. In case, petitioner fails to visit on Saturday, he can visit on Sunday. Meeting shall be held only once in a week. During visit of the petitioner, the respondents shall be decent, respectful

CRWP-9521-2024

2024:PHHC:130849



towards him and would neither mis-behave nor, in any manner, offend him either through body language, gesture or ill treatment. Petitioner is also requested to reciprocate in the similar manner. This order shall remain in force for 100 days and shall eclipse thereafter automatically.

- 4. Since the petitioner is the biological father of the children, this Court is not commenting anything on the apprehensions of respondents. In case of any dispute, both the parties will contact their counsel, and they shall resolve the issue.
- 5. In between, the petitioner may file an appropriate application for custody of the children or visiting rights under The Guardians and Wards Act or any provision of law for appropriate orders before the Court of competent jurisdiction.
- 6. There would be no need for a certified copy of this order, and any advocate for the petitioner and State can download this order and other relevant particulars from the official web page of this court and attest it to be a true copy.
- 7. Petition is disposed of with the observation mentioned above. All pending applications, if any, stand disposed.

(ANOOP CHITKARA)

October 01, 2024
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JUDGE

Whether speaking/reasoned
Whether reportable:

Yes/No
Yes/No