



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

CRWP-5987-2025

Date of decision : 06.06.2025

Varun Sandhir

...Petitioner

Vs.

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. Subhash Kumar, Advocate
for the petitioner.

Mr. Amit Kumar Goyal, Addl. A.G. Punjab.

Mr. Kartik Walia, Advocate
for respondents No. 6 and 7.

ANIL KSHETARPAL, J. (Oral)

1. The petitioner herein is father of Tarush Sandhir who is yet to attain the age of 05 years. By filing a writ of Habeas Corpus, the petitioner prays for release of his son, who is in custody of the mother of the child.

2. On 03.06.2025, the following order was passed:-

"Prayer in the present petition filed under Article 226 of the Constitution of India is for issuance of a writ in the nature of Habeas Corpus for appointing the warrant officer for release and produce the child/detenuue, who is detained by the private respondents.

Notice of motion.

Mr. Adhiraj Singh, AAG, Punjab, accepts notice on behalf of the respondent-State and seeks time to file reply.

Adjourned to 06.06.2025.

Respondent No.5-Station House Officer, Police Station City Kharar, District Mohali, shall ensure the protection of life and liberty of minor child namely

Tarush Sandhir and further ensure the presence of respondents No.6 and 7 along with the minor child in the Court on the date fixed."

- 3. In compliance with the order, respondent No.7 alongwith her child Tarush Sandhir is present in Court. This Court has interacted with respondent No.7.
- 4. Learned counsel representing the petitioner submits that he should be allowed to meet the child for two hours.
- 5. The scope of a writ of Habeas Corpus is limited. The child is in custody of her mother, who is a natural guardian. Hence, the custody cannot be said to be illegal.
- 6. Keeping in view the aforesaid facts, no ground is made out to issue a writ.
- 7. Hence, the petition is dismissed.

06.06.2025
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(ANIL KSHETARPAL)
JUDGE

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