



CWP-35471-2025

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

(259)

CWP-35471-2025

Date of decision:- 09.12.2025

Gaurav Gupta and another

... Petitioners

Versus

Kavita Hooda and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present:- Petitioners No.1 and 2 in person (THROUGH V.C.)

Ms. Svaneel Jaswal, Additional Advocate General, Haryana

SUVIR SEHGAL, J. (ORAL)

1. Petitioners No.1 and 2 have appeared through the virtual platform.

Petitioner No.1 has been heard at length.

2. On 29.11.2025, this Court passed the following order:-

“Mr. Gaurav Gupta, petitioner No.1, who has put in appearance in person through virtual platform, states that FIR, Annexure P-1, has been registered at the instance of his estranged wife on the allegation that he has abducted his 13 year old son, Pranav. He states that his daughter, petitioner No.2, has also been named as an accused on the allegation of kidnapping her brother. He states that there is a long history of litigation between petitioner No.1 and his spouse since 2019 and the FIR has been based on allegations, which cannot be sustained as petitioner No.1 is the biological father of the minor and falls within the exception to Section 137 (1), BNS.

Advance copy of the petition has been served upon the official respondents.

On asking of the Court, Mr. Deepak Vashisth, Deputy Advocate General, Haryana has put in appearance on their behalf and requests for a short accommodation to get instructions.



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*List on 09.12.2025.**Notice regarding stay as well.”*

3. Upon instructions received from SI, Rajesh, IMT, Rohtak, State counsel submits that the young child was recovered from the house of petitioner’s neighbour and was produced before the Child Welfare Committee. She has further instructions to state that statement of the child as well as his mother-complainant were recorded and the complainant has stated that she does not want to take any legal action on the basis of her complaint. State counsel submits that a cancellation report has been prepared and will be presented before a competent Court within three weeks.

4. In view of the above development, writ petition is disposed of. Liberty is granted to the petitioners to take recourse to any other remedy they deem appropriate in accordance with law.

(SUVIR SEHGAL)
JUDGE

09.12.2025

Kamal

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