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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(CRL) 3124/2025
MAYANK BHATIA

.....Petitioner

Through: Mr. Prateek Som with Ms. Aarzu
Khattar, Mr. Aditya Shukla,
Advocates.

versus

STATE (NCT OF DELHI) & ORS.Respondents

Through: Mr. Sanjay Lao, Standing Counsel
(Crl.).
Mr. Deepansh Kataria, Advocate for
respondent.

CORAM:

HON'BLE MR. JUSTICE VIVEK CHAUDHARY

HON'BLE MR. JUSTICE MANOJ JAIN

ORDER
23.09.2025

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1. The petitioner has filed the present petition under Article 226 of the Constitution of India read with Section 528 of BNSS, 2023 seeking production of his four years old child.
2. The petitioner has alleged that respondent No.3, who is the mother of the child, has not been taking his due care. It is also submitted that the petitioner has not met his child for last one year and is unaware about the whereabouts of the child.
3. Learned counsel for respondent No.3 has joined proceedings through *video-conferencing*, on advance notice.
4. After hearing arguments for some time, learned counsel for the petitioner prays to withdraw the present writ petition with liberty to

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move learned Family Court. He, however, submits that his such proposed petition be given urgent indulgence.

5. The present petition is dismissed as withdrawn.

6. It is expected that in case any such petition is filed by the petitioner before the learned Family Court, learned Family Court shall consider the same in accordance with law, with due priority.

7. All rights and contentions of the parties are left open.

VIVEK CHAUDHARY, J

MANOJ JAIN, J

SEPTEMBER 23, 2025/st/sj