

**IN THE HIGH COURT OF JUDICATURE AT PATNA**  
**Criminal Writ Jurisdiction Case No.3183 of 2025**

Arising Out of PS. Case No.-1990 Year-2023 Thana- GAYA COMPLAINT CASE District-  
Gaya

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Rima Kumari W/O Sri Vijay Shankar Kumar, D/O Sri Baijnath Mistri R/O Village and P.O- Karhari, P.S- Kinzar, Distt.- Arwal (Bihar) At present R/O Village- Rukunpur, P.S- Guraru, Distt.- Gaya.

... .. Petitioner

Versus

1. The state of Bihar through Director General of Police, Bihar, Patna Bihar
2. The Senior Superintendent of Police, Gaya. Bihar
3. The Officer Incharge, Guraru Police Station, Distt.- Gaya. Bihar
4. Vijay Shankar Kumar S/O Jainath Vishwakarma R/O Village- Badha Kol, P.S- Pali, Distt.- Patna.
5. Jainath Vishwakarma S/O Late Jagdeo Vishwakarma R/O Village- Badha Kol, P.S- Pali, Distt.- Patna.
6. Parwati Devi W/O Jainath Vishwakarma R/O Village- Badha Kol, P.S- Pali, Distt.- Patna.

... .. Respondents

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**Appearance :**

|                               |   |                                       |
|-------------------------------|---|---------------------------------------|
| For the Petitioner            | : | Mr. Satyaveer Jha, Advocate           |
| For the Respondent Nos. 4,5,6 | : | Mr. Anunay Shahi, Advocate            |
|                               |   | Mr. Sudeep Kumar, Advocate            |
|                               |   | Mr. Priya Ranjan, Advocate            |
|                               |   | Mr. Ankit Kumar Gautam, Advocate      |
| For the State                 | : | Mr. Narendra Kumar Singh, AC to GP-22 |

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**CORAM: HONOURABLE MR. JUSTICE SUDHIR SINGH**  
**and**  
**HONOURABLE MR. JUSTICE RAJESH KUMAR VERMA**  
**ORAL ORDER**

**(Per: HONOURABLE MR. JUSTICE SUDHIR SINGH)**

3      04-02-2026                      The present application has been filed on behalf of the mother of a minor child, seeking custody of the child, who is currently in the custody of the father.

2. Upon perusal of the materials available on record, this Court is of the view that the appropriate forum for



adjudication of the present dispute would be the Family Court having competent jurisdiction. The petitioner shall be at liberty to avail the appropriate remedy by filing an application under the provisions of The Hindu Minority and Guardianship Act, 1956 before the said Court.

3. Accordingly, learned counsel for the petitioner seeks permission to withdraw the present application with liberty to pursue the matter before the Family Court.

4. With the aforesaid liberty, the present application stands disposed of as withdrawn.

5. Pending application(s), if any, shall also stand disposed of.

**(Sudhir Singh, J)**

**(Rajesh Kumar Verma, J)**

Sachin/-

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