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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(CRL) 460/2026**
MANISHA CHAUHANPetitioner

Through: Mr.Ashish Chauhan,
Mr.Kushagra Bansal,
Mr.Anurag Tripathy, Ms.Anvita
Dwivedi, Mr.Manu Garg,
Mr.Naman Gari, Ms.Ishika
Garg & Mr.Om Pandey, Advs.

versus

STATE GOVT. OF NCT OF DELHI & ORS.Respondents
Through: Mr.Sanjay Lao, Standing
Counsel (Crl.) with Ms.Priyam
Agarwal, Mr.Abhinav Kr. Arya,
Mr.Aryan Sachdeva, Advs.
SI Balraj, PS-Hari Nagar.
Mr.Rajesh Kumar, Adv. for R-
2.
R-2 through VC.

CORAM:
HON'BLE MR. JUSTICE NAVIN CHAWLA
HON'BLE MR. JUSTICE RAVINDER DUDEJA

% **ORDER**
09.02.2026

CRL.M.A. 4208/2026 (Exemption)

1. Allowed, subject to all just exceptions.

W.P.(CRL) 460/2026

2. The present Writ Petition has been filed under Article 226 of the Constitution of India read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023, seeking issuance of a Writ in the



nature of Habeas Corpus, directing the respondents to produce the petitioner's minor child, aged about 2 years, before this Court and hand over his custody to the petitioner.

3. The petition itself discloses that the respondent no. 2 has the custody of the minor child since 24.07.2025, and that the petitioner has also filed a petition under Section 6 of the Hindu Minority and Guardianship Act, 1956 before the learned Family Court, which is pending adjudication.

4. The petitioner must avail of appropriate legal remedies rather than multiplying litigation. We, therefore, find no merit in the present petition.

5. The petition is dismissed, leaving it open to the petitioner to avail of her remedies in accordance with law.

NAVIN CHAWLA, J

RAVINDER DUDEJA, J

FEBRUARY 9, 2026/Arya/Yg