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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **W.P.(CRL) 610/2026 & CRL.M.A. 5795/2026**

MR. RAGHVENDRA KISHORE SINGHPetitioner

Through: Mr. Saurabh Kirpal, Sr. Adv,
with Mr. Prashant Mendiratta,
Ms. Shreya Singhal, Mr.
Abhishek Gupta, Mr. Nishant
Anand, Ms. Kushagra, Ms.
Mhasilenuo Keditsu, Advs.

versus

STATE OF NCT OF DELHI & ORS.Respondents

Through: Mr. Sanjay Lao, Standing
Counsel, with Ms. Priyam
Aggarwal, Mr. Abhinav Kumar
Arya, Mr. Aryan Sachdeva,
Advs. and SI Upendra Pandey,
PS New Ashok Nagar for R-1.
Mr. Azmat H Amanullah, Addl.
Standing Counsel with Ms.
Nitya Sharma, Ms. Rakshita
Mamgain, Advs. for R-2.
Mr. Mrinal Madhav, Mr.
Tarunesh Kumar, Mr. Hemant
Kumar, Mr. Kaushikesh
Kumar, Mr. Tushar Kanth, Ms.
Jyotsana Verma, Advs. for R-4
to R-7.

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA

HON'BLE MR. JUSTICE RAVINDER DUDEJA

ORDER

24.02.2026

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W.P.(CRL) 610/2026

1. This petition has been filed under Article 226 of the
Constitution of India read with Section 528 of the Bhartiya Nagarik



Suraksha Sanhita, 2023, praying for Writ in the nature of Habeas Corpus, seeking production of minor daughters of the petitioner who are aged 13 and 9 years respectively.

2. Pursuant to our order dated 20.02.2026, the respondent no. 4 along with the children has appeared before us. We have separately interacted with the children, the petitioner, and the respondent no. 4. Clearly, there is a matrimonial dispute between the petitioner and respondent no. 4, unfortunately, as a result of which, the children are being made to suffer.

3. It is also admitted that the petitioner till at least 08.01.2026, when the petitioner and the respondent no. 4 along with the children had travelled to Patna, Bihar for a short visit, had stayed at Delhi and were studying in a school at Delhi.

4. It is the case of the petitioner that the petitioner and the respondent no. 4 had decided that for a few days, the respondent no. 4 shall continue to stay with her parents at Patna where after she would return to Delhi. On the other hand, the respondent no. 4 submits that due to the matrimonial dispute, she does not wish to come back to Delhi.

5. Clearly therefore, there are disputed questions of fact to be determined, for which the parties are to be left to avail of their appropriate remedies in accordance with law. However, at the same time, the welfare of the children is the prime consideration of this Court. The academic session of the children is coming to an end and they have their examination to give.

6. The petitioner, in this light, has offered that he would confine



his prayer in the present petition to the respondent no. 4 coming back to Delhi along with the children so that they can give their exams and in the meantime, if so advised, he would avail of his appropriate remedies. He has also offered to take a serviced apartment for the respondent no. 4 and the children to stay there and undertakes not to visit them physically.

7. The respondent no. 4, on the other hand, submits that she would bring the children to Delhi for giving examinations, however, she does not wish to stay in the serviced apartment that is being offered by the petitioner. She submits that she would make her own arrangements for staying in Delhi during the period of the examination. She further submits that she would not hinder in the petitioner having virtual interaction with the children.

8. Keeping in view the above submissions of the parties, we dispose of the present petition with the following directions:

- i. The respondent no. 4 shall return back to Delhi along with the children and ensure that the children are able to give their examinations for the current academic year;
- ii. The respondent no. 4 shall share the address of their stay in Delhi with the petitioner. However, as the petitioner undertakes not to meet them physically, he is directed to abide by his undertaking;
- iii. The respondent no. 4 shall give virtual access to the petitioner for meeting the children during this period and otherwise. However, the same should be reasonable and should not hinder in the academic studies of the children;



- iv. The parties are left to avail of their appropriate remedies in accordance with law and in case any such remedy is taken, the same shall be adjudicated upon without being influenced by the present order or the concessions recorded herein.
9. The petition, along with pending application, if any, accordingly stands disposed of in terms of the aforesaid order.
10. Copy of this order be given dasti under the signatures of the Court Master.

NAVIN CHAWLA, J

RAVINDER DUDEJA, J

FEBRUARY 24, 2026/lks/sk/pb