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

+ W.P.(CRL) 945/2026

JANNAT KAPOOR

.....Petitioner

Through: Ms. Shalu, Mr. Mohd. Ali and
Mr. Hakim Khan, Advocates.

versus

STATE NCT OF DELHI AND ORS

.....Respondents

Through: Mr. Sanjay Lao, Standing
Counsel (Criminal) with Ms.
Priyam Agarwal, Mr. Abhinav
Kumar Arya and Mr. Aryan
Sachdeva, Advocates with Insp.
Dinesh Kumar, SI Shri Krishan,
PS-Dwarka North.
Mr. Ravindra Kanth and Ms.
Rachana Kumari, Advocates for
R-4 with R-4.

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA

HON'BLE MR. JUSTICE RAVINDER DUDEJA

ORDER

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20.05.2026

1. This petition has been filed under Article 226 of the Constitution of India read with Section 528 of the Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS), seeking Writ of *Habeas Corpus* for production of Ms. XXX, the minor daughter of the petitioner and the respondent no. 4.

2. By our order dated 21.04.2026, after interacting with the parties and the minor child, we had, while referring the parties to the Delhi High Court Mediation and Conciliation Centre for exploring the possibility of arriving at an amicable settlement, also made an *interim* arrangement for the custody and visitation of the child. The same for



the sake of ready reference, has been reproduced hereinbelow:-

“7. As an interim measure, we further direct that the custody of the child shall be handed over by respondent No. 4 to the petitioner on every Friday at 03:00 PM. The petitioner shall return custody of the child to respondent No. 4 on Sunday at 05:00 PM. Respondent No. 4 shall also allow video call access to the petitioner with the child during the weekdays in the evening at around 06:00 PM.”

3. Unfortunately, the parties could not amicably settle their disputes.

4. Keeping in view the above, we dispose of this petition leaving it open to the parties to avail of their remedies in accordance with law with respect to the custody and visitation rights of the child.

5. The *interim* arrangement made by us *vide* order dated 21.04.2026, shall in the *interim*, continue to operate. This shall, however, not be considered as an expression of final opinion of this Court on the merits of the custody/visitation rights of the child, and should not influence the Competent Court from considering any application made for the custody/visitation of the child by either of the parties. Such application, if filed, will be decided in accordance with law by remaining uninfluenced by our order dated 21.04.2026 or the present order.

6. The petition is disposed of in these terms.

NAVIN CHAWLA, J

RAVINDER DUDEJA, J

MAY 20, 2026/vd/ma