



\$~23

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

+ **W.P.(CRL) 31/2026**

RAJU

.....Petitioner

Through: Ms. Hina Mahajan, Mr.
Divyanshu Kumar, Mr.
Arundeeep Gahlot, Advs.

versus

THE STATE NCT OF DELHI AND ORSRespondents

Through: Mr. Sanjay Lao, Standing
Counsel (Crl.) with Mr.
Abhinav Kr. Arya, Mr. Aryan
Sachdeva, Advs. and SI
Narendra Kumar, PS Maidan
Garhi for State.

Mr. Salim Malik, Ms. Anjana
Rani, Mr. Shavana, Advs. for
R-5.

CORAM:

HON'BLE MR. JUSTICE NAVIN CHAWLA

HON'BLE MR. JUSTICE RAVINDER DUDEJA

ORDER

%

01.04.2026

W.P.(CRL) 31/2026

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, seeking issuance of a Writ in the nature of Habeas Corpus for production of the minor daughter of the petitioner, Ms. XXX.

2. Ms. XXX has appeared before us in person. Admittedly, she is still a minor, however, she states that she has married the respondent no. 5, who is claimed to be a major. We have interacted with her in



chamber. She has expressed threats at the hands of the petitioner and her mother. She has also specifically stated that she does not wish to reside with them.

3. The learned counsel for the respondent no. 5 submits that the custody of the minor girl, Ms. XXX, be handed over to and be retained by the respondent no. 5, who is her husband.

4. We have considered the submissions made. As the girl is a minor, we direct that she be produced before the concerned Child Welfare Committee (CWC) by the Investigating Officer today itself, and appropriate directions for her care, protection and wellbeing in terms of the Juvenile Justice (Care and Protection of Children) Act, 2015, be passed by the CWC.

5. The petition is disposed of with the above directions.

6. Copy of this order be given *dasti* under the signatures of the Court Master.

NAVIN CHAWLA, J

RAVINDER DUDEJA, J

APRIL 1, 2026/lks/na/Yg