2026:AHC:227562

HIGH COURT OF JUDICATURE AT ALLAHABAD

HABEAS CORPUS WRIT PETITION No. - 1195 of 2026

Mohd. Abdal (Minor) And Another

.....Petitioner(s)

Versus

State Of U.P. And 5 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Atipriya Gautam, Vinod Kumar Mishra, Akhilendra Yadav, Kandarp Srivastava, Sanjeev Kumar Pandey, Shashi Kant Sharma
Counsel for Respondent(s)	:	G.A., Najakat Ali

Court No. - 78

HON'BLE SANDEEP JAIN, J.

1. Sri Devesh Mishra, holding brief of Ms. Atipriya Gautam, learned counsel for the petitioners and Sri Nazakat Ali, learned counsel for respondent no. 6, are present.

2. Learned counsel for the parties jointly submit that in compliance with the order dated 07.09.2026, the respondent-wife is happily residing with her husband in her matrimonial home along with their minor child. It is, therefore, submitted that the proceedings may be disposed of.

3. Learned counsel further submit that all disputes between the spouses have been amicably resolved and no *lis* survives for adjudication.

4. Learned counsel appearing for the respondent-wife submits that, at present, the respondent-wife has no grievance against her husband, who is keeping her with respect and dignity in her matrimonial home. It is further submitted that so long as the wife is given dignified treatment, she shall continue to reside in her matrimonial home along with the minor child.

5. Learned counsel for the petitioner submits that proceedings under Section 125 Cr.P.C. and the Protection of Women from Domestic Violence Act, 2005, have been instituted by the respondent-wife, which are still pending. It is, therefore, prayed that the respondent-wife may be directed to withdraw the aforesaid proceedings so that the petitioner-husband may feel comfortable in her company.

6. *Per contra*, learned counsel appearing for the respondent-wife submits that if the husband continues to treat his wife with respect, dignity and honour in her matrimonial home, the aforesaid proceedings shall ultimately be withdrawn by the respondent-wife. However, there can be no guarantee that the petitioner-husband would continue to give same treatment in future as well.

7. In view of the submissions advanced by learned counsel for the parties, it is apparent that at present, the spouses have amicably resolved their disputes and the respondent-wife is happily residing with her husband in her matrimonial home along with their minor child. As such, this Court has nothing to adjudicate upon at this stage.

8. This Court sincerely hopes that the spouses shall continue to live happily together in their matrimonial home and shall maintain mutual respect and dignity. It is further expected that both the spouses shall take proper care of their minor child so that he may grow up to become a responsible citizen of this country.

9. With the aforesaid observations, the instant petition stands ***disposed of***.

(Sandeep Jain,J.)

November 2, 2026
Prachi

Digitally signed by :-
PRACHI KESARWANI
High Court of Judicature at Allahabad