

Order below Ex.1

1. The applicant–husband has moved the present application under Section 100 of the Bharatiya Nagarik Suraksha Sanhita, 2023 seeking issuance of a search warrant for his wife Smt. Riddhi, alleging that the respondents have wrongfully confined her in a room, not permitting her to speak with or accompany the applicant. He has prayed that orders be passed for recovery of his wife from the unlawful confinement of the respondents and her custody be handed over to him.
2. On dt. 12/03/2026, Smt. Riddhi herself appeared before this Court. She was examined on oath. In her statement, she has specifically deposed that she has come to reside at her parental home of her own free will and volition and that no one has confined or locked her up in any room as alleged. She has further voluntarily stated before the Court that she wishes to go with her parents and wants to stay with them.
3. In view of the statement of Smt. Riddhi recorded in open Court, it is clear that there is no unlawful confinement or wrongful detention of her by the respondents. Consequently, the prayer for issuance of a search warrant does not survive. Hence, the following order has been passed by this Court in the huge interest of justice:

-:: Order ::-

1. The application for seeking search warrant is hereby rejected.
2. Since Smt. Riddhi, being a major and competent woman, has expressed her intention to reside with her parents, she is at liberty to accompany them.

Pronounced in the open Court on April 9, 2026.

Place: Kalyanpur.

Date: 09/04/2026

(Alpa Prabhudas Kadiwar)
Judi. Magi. First Class,
Kalyanpur.
(Judge Code: GJ-01554)