



via Video-conferencing

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

+ **W.P. (CRL.) 1189/2010**

AJAY MOHAN KAPOOR

..... Petitioner

Through: **Mr. R.P. Luthra, Advocate.**

versus

STATE & ANR

..... Respondents

Through: **Mr. Rajesh Mahajan, ASC (Criminal)**
for State with **Ms. Jyoti Babbar,**
Advocate and S.I. Amit, PS: Lajpat
Nagar.

Mr. L.S. Saini, Advocate for
respondent No.2.

CORAM:

HON'BLE MR. JUSTICE ANUP JAIRAM BHAMBHANI

ORDER

% 19.10.2020

Crl. M.A. No.14373/2020 (exemption)

Exemption allowed, subject to just exceptions.

Application stands disposed of.

Crl. M.A. No.14372/2020 (for directions)

Respondent No. 2/mother seeks a direction to the petitioner to come to India and take custody of their son, in compliance of condition No. 6 contained in agreement dated 21.12.2009, whereby the parties had settled their matrimonial disputes. As per condition No. 6, the son's custody was to remain with the mother till he attained the age of 07 years, whereafter it was for the son to decide as to which parent he wishes to live with.



2. Since the writ petition was filed seeking quashing of the FIR, *prima facie* it appears that the present application is not maintainable in these proceedings.

3. Be that as it may, list for consideration on 15th December 2020, the date already fixed in the matter.

ANUP JAIRAM BHAMBHANI, J.

OCTOBER 19, 2020

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