

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (HABEAS CORPUS) NO. 7299 of
2026**

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ALFA BANU W/O BADSHAHMIYA KADRI
Versus
STATE OF GUJARAT & ORS.

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Appearance:

MR NAREN B GADHVI(13530) for the Applicant(s) No. 1
MS. SHIKHA A ARYA(15325) for the Applicant(s) No. 1
PUBLIC PROSECUTOR for the Respondent(s) No. 1

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CORAM: HONOURABLE MS. JUSTICE SANGEETA K. VISHEN
and
HONOURABLE MR. JUSTICE UTKARSH THAKORBHAI
DESAI

Date : 08/06/2026**ORAL ORDER****(PER : HONOURABLE MS. JUSTICE SANGEETA K. VISHEN)**

Mr.Naren Gadhvi, learned Advocate submitted that the captioned petition is filed seeking custody of respondent nos. 4, 5 and 6 being the children of the petitioner. It is submitted that the petitioner was forced to leave her matrimonial house and she was not allowed to take the children. It is submitted that despite repeated efforts being made, the custody of the children aged 7, 5 and 3 years respectively, was not handed over to the petitioner-mother. It is submitted that not handing over the custody would clearly imply that the children are illegally detained by the father.

Considered the submissions. Issue notice to the respondents returnable on 24.06.2026. Mr.Rohan Raval, learned Additional Public Prosecutor waives service of notice on behalf of respondent nos. 1 and 2. Respondent no.3 to be

served through the concerned police station. Respondent no. 3 to remain personally present with the children i.e. respondent nos. 4, 5 and 6 on the next date of hearing.

(SANGEETA K. VISHEN,J)

SINDHU NAIR

(UTKARSH THAKORBHAI DESAI, J)