

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (HABEAS CORPUS) NO. 7587 of
2026**

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YOGENDRASINH SURENDRASINH RATHOD
Versus
STATE OF GUJARAT & ORS.

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Appearance:

MR SALIM M SAIYED(5172) 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.Salim Saiyed, learned Advocate appearing for the petitioner submitted that the respondent nos. 4 and 5 children were staying with the petitioner-father since last more than two years and were being taken care of properly; however, all of a sudden, the respondent no. 3-mother took away the custody of the respondent nos. 4 and 5 without any intimation to the petitioner. It is submitted that even there were no proceedings filed seeking custody of the children.

2. Considered the submissions. Issue notice to the respondents returnable on 24.06.2026. Mr.Utkarsh Sharma, 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. Let the

respondent no. 3 remain personally present with the children on the next date of hearing.

(SANGEETA K. VISHEN,J)

SINDHU NAIR

(UTKARSH THAKORBHAI DESAI, J)