

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (HABEAS CORPUS) NO. 9350 of
2026**

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PATNI BHARATBHAI GOVINDBHAI
Versus
STATE OF GUJARAT & ORS.

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Appearance:

MS. BHAVNA D ACHARYA(6406) for the Applicant(s) No. 1
MR UTKARSH SHARMA, APP 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 : 07/07/2026

ORAL ORDER

(PER : HONOURABLE MS. JUSTICE SANGEETA K. VISHEN)

Ms.Bhavna Acharya, learned Advocate has made submissions along the lines of the averments made in the application. It is submitted that the petitioner-father is deprived of his son inasmuch as, the respondent nos. 3 and 4-grandparents have illegally kept the custody of the corpus. It is submitted that they are not giving the custody of the child to the father and hence, the captioned petition.

2. Advance copy was served upon the office of the learned Public Prosecutor. Mr.Utkarsh Sharma, learned Additional public Prosecutor has informed this Court that respondent nos. 3 and 4 together with the corpus are present. Hence, the matter was taken up in chamber.

3. This Court has interacted with the parties and it appears

that the issue is trivial and it can be resolved. Hence, till the next date of hearing it will be in the interest of all the parties that the father shall have the custody of the child on Saturday and Sunday from morning to evening or till the time the child is comfortable. To be precise, the petitioner shall take the custody of the child on Saturday in the morning around 10:00 a.m. and drop the child at the grandparent's house in the evening between 5:00-6:00 p.m. The same arrangement to continue on Sunday as well. Needless to clarify that this arrangement should be subject to the corpus being comfortable with the father.

4. Mr. Jucky Lucky Chan, learned Advocate states that he has received instructions to appear on behalf of respondent nos. 3 and 4 and he shall take appropriate instructions by the next date of hearing.

5. List the matter on 16.07.2026.

(SANGEETA K. VISHEN, J)

(UTKARSH THAKORBHAI DESAI, J)

SINDHU NAIR