

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD**R/SPECIAL CRIMINAL APPLICATION (HABEAS CORPUS) NO. 9926 of
2026****RAWAT BHUMIKA GAJENDRASINGH D/O RAWAT GADJENDRASINGH
Versus
STATE OF GUJARAT & ORS.****Appearance:****MR. HARSH M UPADHYAY(17556) for the Applicant(s) No. 1
MR ROHAN RAVAL, ADDITIONAL PUBLIC PROSECUTOR for the
Respondent(s) No. 1****CORAM: HONOURABLE MS. JUSTICE SANGEETA K. VISHEN
and
HONOURABLE MR. JUSTICE UTKARSH THAKORBHAI
DESAI****Date : 20/07/2026****ORAL ORDER****(PER : HONOURABLE MS. JUSTICE SANGEETA K. VISHEN)**

1. Heard Mr Harsh M. Upadhyay, learned advocate for the petitioner. It is submitted that the private respondent has taken away the child circumventing the Court proceedings. It is submitted that the course adopted by the respondent no.3 is not proper. Even after this Court, has on 14.07.2026 requested the learned Additional Public Prosecutor to take instructions, the respondent no.3 appears to have been avoiding the Court proceedings. This Court, on 14.07.2026 has passed the order recording the fact as well as the conduct of the respondent no.3.

2. Acceding to the request of the learned Additional Public Prosecutor, this Court, on 15.07.2026 has adjourned the matter to 16.07.2026 and thereafter, today. It has been informed that the respondent no.3 is intentionally and with a view to avoiding the Court proceedings is changing the location.

3. Issue notice to the respondents, returnable on 23.07.2026. Mr Rohan Raval, learned Additional Public Prosecutor waives service of notice on behalf respondent no.1. For rest of the respondents, direct service is permitted.

4. On the next returnable day, if the Court finds that the respondent no.3 is avoiding the Court proceedings, this Court with a view to procuring the presence of the respondent no.3 shall issue a bailable / non-bailable warrant.

(SANGEETA K. VISHEN,J)

(UTKARSH THAKORBHAI DESAI, J)

RAVI P. PATEL