

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

**R/SPECIAL CRIMINAL APPLICATION (HABEAS CORPUS) NO. 12777 of
2025**

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BHANDAVA MEHULKUMAR JAYANTILAL

Versus

STATE OF GUJARAT & ORS.

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Appearance:

MR. BHARGAV K MEHTA(7094) for the Applicant(s) No. 1

NOTICE SERVED BY DS for the Respondent(s) No. 2

NOTICE SERVED THRU CONCERNED POLICE STATION for the
Respondent(s) No. 3,4

PUBLIC PROSECUTOR for the Respondent(s) No. 1

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CORAM:HONOURABLE MR.JUSTICE N.S.SANJAY GOWDA

and

HONOURABLE MR.JUSTICE UTKARSH THAKORBHAI DESAI

Date : 26/09/2025

ORAL ORDER

(PER : HONOURABLE MR.JUSTICE N.S.SANJAY GOWDA)

1. Bhandava Mehukkumar Jayantilal has filed this petition, contending that his wife, Solanki Kinnariben Jasvantji, is being held in the illegal confinement of the third respondent. He asserts that both of them had fallen in love and were married on April 7, 2025. It is stated that the petitioner is 30 years old and his wife is 23 years old. The certificate of marriage, indicating their marriage on April 7, 2025, is also

registered.

2. Direct service of this writ petition was permitted to be served upon the father of Solanki Kinnariben Jasvantji. Despite service of notice, the father remained absent. The third respondent, represented by the Manager of Nari Kendra Urvashi Urviya, submitted that she had contacted Kinnariben's father and requested his appearance. However, he informed them that he would not appear as they did not accept the marriage. Similar statements were also made by the Assistant Superintendent of Police, who is present before us.
3. We have interacted with the petitioner and his wife, Kinnariben. She unequivocally states that she does not wish to stay with her parents and was compelled to call the helpline due to harassment. She submits that, having married the petitioner, she wishes to reside with him and would not like to continue at the Nari Kendra.
4. In light of the facts of this case, we are of the view that Kinnariben – the Corpus – should be permitted to reside with her husband as per her own wish. We also make it clear that her parents shall not cause any impediments to their married life.

5. This writ petition is accordingly disposed of.

(N.S.SANJAY GOWDA,J)

(UTKARSH THAKORBHAI DESAI, J)

PD

Original copy of this order has been signed by the Hon'ble Judges.
Digitally signed by: PARUL DUTTA(HCD0073), ENGLISH STENOGRAPHER GRADE TWO CLASS TWO, at High Court of Gujarat on 06/10/2025 17:23:08