



IN THE HIGH COURT OF KARNATAKA AT BENGALURU

DATED THIS THE 2ND DAY OF JUNE, 2026

PRESENT

THE HON'BLE MRS. JUSTICE ANU SIVARAMAN

AND

THE HON'BLE MR. JUSTICE VENKATESH NAIK T

WRIT PETITION (HABEAS CORPUS) NO. 29 OF 2026

BETWEEN:

PARVEEN
W/O NAZEER AHMED
AGED ABOUT 27 YEARS
OCC: HOME MAKER
R/AT KODI ROAD, SASTHANA
BHRAMAVARA TALUK
UDUPI DISTRICT-576 213

...PETITIONER

(BY SRI. IMRAN PASHA AND SMT. TASMIYA BANU,
ADVOCATES)

AND:

1. THE GOVERNMENT OF KARNATAKA
REPRESENTED BY ITS HOME SECRETARY
VIDHANA SOUDHA
BENGALURU-560 001
2. THE DIRECTOR GENERAL AND
INSPECTOR GENERAL OF POLICE
NRUPATUNGA ROAD
BENGALURU-560 002





3. THE COMMISSIONER OF POLICE
MANGALORE CITY
D.K. DISTRICT-575 001
4. THE STATION HOUSE OFFICER
MOODABIDRI POLICE STATION
MOODABIDRI TALUK
D.K. DISTRICT-574 227
5. SMT. JUBEDA
W/O LATE MOHAMMED KUNJI
AGED ABOUT 62 YEARS
R/AT JANATA COLONY
SANJEEVA SHETTY HALL
ONTI KATTE, IMRAN COTTAGE
MOODABIDRI
D.K. DISTRICT-574 227
6. NAZEER AHMED
S/O LATE KUNIMON
AGED ABOUT 45 YEARS
R/AT JANATA COLONY
SANJEEVA SHETTY HALL
ONTI KATTE, IMRAN COTTAGE
MOODABIDRI, D.K. DISTRICT-574 227

...RESPONDENTS

(BY SRI. M. CHIDANANDA KEDILAYA, ADV, FOR R5;
SRI. P. THEJESH, HCGP FOR R1 TO R4;
SRI. DILRAJ ROHIT SEQEIRA, ADV, FOR R6)

THIS WP(HC) IS FILED UNDER ARTICLE 226 AND 227 OF
CONSTITUTION OF INDIA, PRAYING TO ISSUE A WRIT OF
HABEAS CORPUS DIRECTING RESPONDENT NO.4
JURISDICTIONAL MOODABIDRI POLICE, D.K. DISTRICT TO
PRODUCE THE PETITIONER'S MINOR CHILD BY NAME JUBEDA



NUHU AHMED FROM THE ILLEGAL/UNLAWFUL CUSTODY OF RESPONDENT NO.5 FORTHWITH BEFORE THIS COURT AND HANDOVER THE MINOR CHILD TO THE CUSTODY OF THE WRIT PETITIONER.

THIS PETITION, COMING ON FOR ORDERS, THIS DAY, JUDGMENT WAS DELIVERED THEREIN AS UNDER:

CORAM: HON'BLE MRS. JUSTICE ANU SIVARAMAN
and
HON'BLE MR. JUSTICE VENKATESH NAIK T

ORAL JUDGMENT

(PER: HON'BLE MRS. JUSTICE ANU SIVARAMAN)

This Writ Petition (Habeas Corpus) is filed seeking a direction to respondent No.4 to produce the writ petitioner's minor child from the illegal/unlawful custody of respondent No.5 and to handover the custody of the minor child to the writ petitioner.

2. We have heard the learned counsel appearing for the writ petitioner, the learned High Court Government Pleader appearing for respondents No.1 to 4 and the learned counsel appearing for respondent No.5 as well as additionally impleaded respondent No.6, who is the father of the child.



3. The learned counsel appearing for the writ petitioner submits that the counselling was being conducted at the NIMHANS, Bengaluru and that the child has not been interacting with the writ petitioner at all.

4. The learned counsel appearing for the father of the child submits that G & WC case has been registered before the Family Court, Mangalore and that all the parties are residents of Mangalore.

5. In the above circumstances, we are of the view that the matter is required to be considered by the jurisdictional Family Court since the Family Court has already been approached by the father of the child. We leave all contentions open and close this Writ Petition (Habeas Corpus), reserving liberty to the parties to approach the Family Court for appropriate orders in the matter.

6. Accordingly, this Writ Petition (Habeas Corpus) stands ***disposed of.***



All pending interlocutory applications shall stand disposed of.

We make it clear that the report of the counselling conducted at NIMHANS, Bengaluru, shall be forwarded to the Family Court, Mangalore, in a sealed cover. We hope that further counselling as found necessary shall be carried out under the orders of the Family Court, Mangalore, at the convenience of the parties and the child in Mangalore.

A copy of this order shall be communicated to NIMHANS, Bengaluru.

Sd/-
(ANU SIVARAMAN)
JUDGE

Sd/-
(VENKATESH NAIK T)
JUDGE

cp*
List No.: 2 Sl No.: 5