



1

WP-9500-2026

IN THE HIGH COURT OF MADHYA PRADESH
AT GWALIOR

BEFORE

HON'BLE SHRI JUSTICE ANAND PATHAK

&

HON'BLE SHRI JUSTICE PUSHPENDRA YADAV

ON THE 23rd OF MARCH, 2026

WRIT PETITION No. 9500 of 2026

SANDEEP

Versus

THE STATE OF MADHYA PRADESH AND OTHERS

.....
Appearance:

Shri Ashok Kumar Ahirwar and Shri Shriratan Nigam - Advocates for the petitioner.

Shri Deependra Singh Kushwaha - Additional Advocate General for the respondents/ State.
.....

ORDER

Per. Justice Anand Pathak

Petitioner, his father, corpus (wife of petitioner), her father and respondent No.5 are present before this Court.

2. Corpus is produced by S.I. Shivam Singh Rajawat, PS Pichore and lady Constable Ms. Sangeeta, PS Dabra.

3. The instant petition is in the nature of habeas corpus.

4. As per allegation, wife of petitioner is in illegal confinement of respondent No.5.

5. When this Court raised specific query to the corpus about her intention, then she submits that she is major and got married to petitioner-Sandeep s/o Kalyan Singh on 04/05/2023, however, her marriage was solemnized against her



will. Her father did not ask her before fixing her marriage, therefore, she does not want to live with her husband (present petitioner). She wants to live with respondent No.5-Sandeep Jatav s/o Shivsingh Jatav, who is working at Ahmedabad. She is living with respondent No.5 since 27/02/2026.

6. Petitioner informs this Court that her wife/ corpus is on her family way and carrying pregnancy of 06 months. Although, he is ready to accept his wife in matrimonial fold but his wife/ corpus declines to go with him.

7 . This Court raised specific query from respondent No.5 about his intention and he submits that he wants to marry corpus and would accept her children also in his family fold.

8 . Considering the submissions advanced and peculiar facts and circumstances of the case where corpus is major and not in illegal confinement of respondent No.5 and she wants to live with respondent No.5 on her own will then only way is that corpus has to either reconcile with the petitioner or take divorce from him, for which parties are agreed to go for mediation/ counselling, therefore, no useful purpose would be served to keep this petition pending.

9. Accordingly, this petition is *disposed of* as rendered infructuous.

10. Corpus is set free to move according to her wish. However, counsel for the parties are directed to held counselling to resolve the dispute once and for all.

(ANAND PATHAK)
JUDGE

(PUSHPENDRA YADAV)
JUDGE