Email no. 1186, Date. 09.04.2026

HIGH COURT AT ALLAHABAD

Through e-mail

From,

Manjeet Singh Sheoran, HJS
Registrar General
High Court of Judicature at,
Allahabad

To,

All the District and Sessions Judges/OSD
All the Principal Judges, Family Courts
All the Presiding Officers of Commercial Courts, MACTs & LARRAs
State of Uttar Pradesh

Letter No. 4994 **/Admin G-II** **Dated** 09/04/2026

Sub: Compliance of order dated 25.02.2026 passed by this Court in Habeas Corpus Writ Petition No. 183 of 2026, Km. Ambika Kushwaha V/s State of UP and 3 others.

Madam/Sir,

During the course of hearing of afore-mentioned case, this Hon'ble Court vide order dated **25.02.2026 (pdf copy enclosed),** has expressed its displeasure over passing order by the concerned court on the left margin of the application/ report submitted by concerned Sub-Inspector, which is written in a diagonal/ tilted manner at about 45 degrees.

Accordingly, the Court has directed that ***Chairperson of Child Welfare Committee or any other Judicial Authority/ Judicial Officer, shall refrain from passing such orders in a diagonal/ tilted manner, that too, on the same application/ report, as submitted by any aggrieved party or the State. The passing of the said order appears to be a clerical exercise, which ought to have been avoided. In the event, any order is going to be passed on the left margin of any application, the said Competent Authority/ Judicial Authority may so prescribe that (DETAILED ORDER IS PASSED ON A SEPARATE SHEET) and shall be at liberty to pass a detailed order on a separate sheet, as provided for passing judgments and orders, but not in the manner, as has been done in the present case, by the Chairperson of Child Welfare Committee herein. Secondly, even if a detailed order is to be passed on the same application, the same may be preferred on the reverse page of said application, if authenticity of the said application is to be maintained, but not in this manner, which has been done by the Chairperson of the Child Welfare Committee.***

The Court has further directed that ***Chairperson of Child Welfare Committee shall refrain from passing an order on a prescribed proforma, unless otherwise provided under the rules.***

In this regard, I am directed by Hon'ble Court to send the pdf copy of the aforesaid order dated 25.02.2026 to your goodself for onward circulation of the same amongst all the Judicial Officers of your Judgeship for their information and strict compliance.

Encl:- As above

Yours faithfully,

8.4.26

Registrar General

No. **/Admin G-II** **Dated** **/2026**

copy to **The Director, Judicial Training and Research Institute,** U.P., Lucknow for information.

Registrar General

Seen. Circulate amongst all the Judicial Officers for strict compliance. Copy be sent to Principal Magistrate, JJB & Chairman, CWC for strict complian in letter & spirit.
Put up this letter in monthly meeting and upload it on Distt. Court's website also.

DJKSJ
09/4/26

2026:AHC:42316-DB

HIGH COURT OF JUDICATURE AT ALLAHABAD

HABEAS CORPUS WRIT PETITION No. - 183 of 2026

Km. Ambika Kushwaha

.....Petitioner(s)

Versus

State of U.P. and 3 others

.....Respondent(s)

Counsel for Petitioner(s) : Virendra Kumar
Counsel for Respondent(s) : G.A.

Court No. - 46

HON'BLE SIDDHARTH, J.
HON'BLE HARVIR SINGH, J.

1. Heard learned counsel for the parties and perused the material available on record.

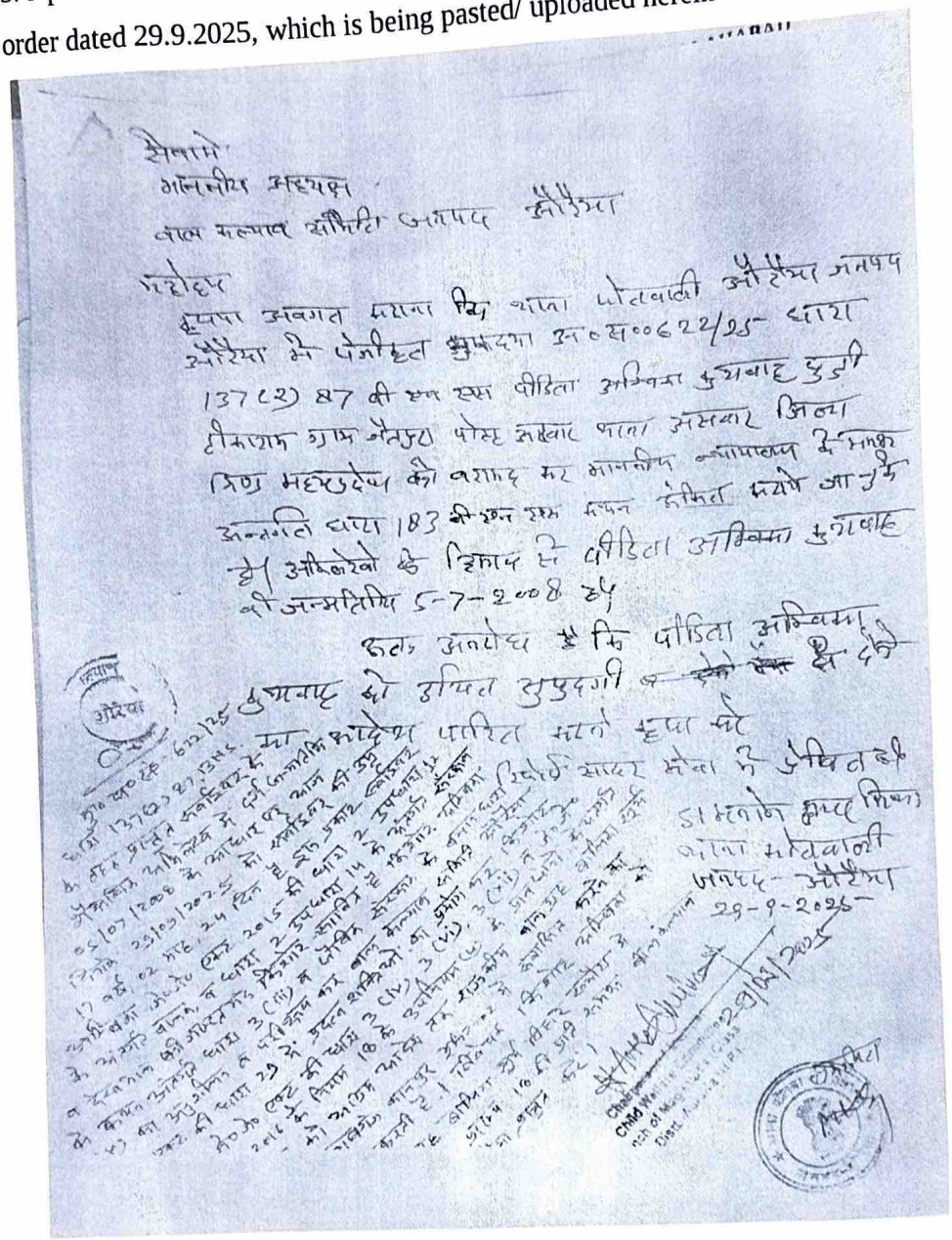
2. The present writ petition has been filed by the petitioner seeking following relief:-

> *"Issue a writ, order or direction in the nature of Habeas corpus commanding the Respondent No.2 to 4 to produce the Corpus / petitioner namely Ambika Kushwaha daughter of Tikaram before this Hon'ble Court through Respondent no.3/ Station House Officer, Police Station Auraiyya, District Auraiya and to handover her custody to her natural guardian/ father."*

3. Learned counsel for the petitioner submits that the corpus herein, has been illegally detained by respondent No.4, Bal Sanrakshan Adhikari, Auraiya by the orders of Child Welfare Committee, dated 29.9.2025. The father of the corpus herein, namely, Tikaram s/o Ram Swaroop has filed this writ petition for release of corpus herein from the Nari Niketan, Auraiya. There is no dispute that Tikaram s/o Ram Swaroop is father of Km. Ambika Kushwaha, the corpus herein.

4. We hereby direct that the corpus shall be released in favour of her [illegible] Tikaram s/o Ram Swaroop **within 24 hours** by the respondent No.4, Bal Sanrakshan Adhikari, Auraiya.

5. Apart form the above, the respondents have placed a certified copy of the order dated 29.9.2025, which is being pasted/ uploaded herein-below.



6. It is evident from the above uploaded copy of order dated 29.9.2025, that the said order is written on the left margin of the application/report submitted by Sub-Inspector Manoj Kumar Mishra, Police Station Kotwali, District Auraiya. Prima facie, the application/ report submitted by Sub-Inspector Manoj Kumar Mishra, Police Station Kotwali, District Auraiya, wherein Sub-Inspector has submitted the said application/ report praying for passing of appropriate orders in respect of handing over (*supurdagi*) the custody of the

victim (corpus herein) to appropriate Authority/ Body. Thereafter on the said application/ report, the Chairperson of Child Welfare Committee has passed an order on the left margin of the said application, which is running into about 21 lines and has been written in a diagonal/ tilted manner at about 45 degrees.

7. Under such circumstance, it is directed that Chairperson of Child Welfare Committee or any other Judicial Authority/ Judicial Officer, shall refrain from passing such orders in a diagonal/ tilted manner, that too, on the same application/ report, as submitted by any aggrieved party or the State. The passing of the said order appears to be a clerical exercise, which ought to have been avoided. In the event, any order is going to be passed on the left margin of any application, the said Competent Authority/ Judicial Authority may so prescribe that **(DETAILED ORDER IS PASSED ON A SEPARATE SHEET)** and shall be at liberty to pass a detailed order on a separate sheet, as provided for passing judgments and orders, but not in the manner, as has been done in the present case, by the Chairperson of Child Welfare Committee herein. Secondly, even if a detailed order is to be passed on the same application, the same may be preferred on the reverse page of said application, if authenticity of the said application is to be maintained, but not in this manner, which has been done by the Chairperson of the Child Welfare Committee.

8. It has also been observed that after passing of the order diagonally on the said application/ report, another order has been passed, wherein few fill in the blanks have been filled up on a prescribed proforma and therefore, it is further directed that the Chairperson of Child Welfare Committee shall refrain from passing an order on a prescribed proforma, unless otherwise provided under the rules, but in all circumstances, orders like this (pasted above) should not be passed by any Judicial Authority exercising power under the law.

9. Registrar (Compliance) is directed to circulate the copy of this order among all the Judicial Institutions within the State of Uttar Pradesh, including the District Judges of all the Districts of State of Uttar Pradesh.

10. With the above observations/ directions, the present Habeas Corpus Writ Petition stands **disposed of.**

February 25, 2026
Gurpreet Singh

(Harvir Singh,J.) **(Siddharth,J.)**

Digitally signed by :-
GURPREET SINGH
High Court of Judicature at Allahabad