ITEM NO.56 COURT NO.7 SECTION X

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Writ Petition (Criminal) No.129/2023

VIKTORIIA BASU **Petitioner**

VERSUS

THE STATE OF WEST BENGAL & ORS. **Respondents**

I.A. No.225434/2025-APPLICATION FOR PERMISSION
I.A. No.105079/2023-APPLICATION FOR PERMISSION
I.A. No.158783/2025-APPROPRIATE ORDERS/DIRECTIONS
I.A. No.90088/2024-APPROPRIATE ORDERS/DIRECTIONS
I.A. No.126341/2026-APPROPRIATE ORDERS/DIRECTIONS
I.A. No.301061/2025-APPROPRIATE ORDERS/DIRECTIONS
I.A. No.135517/2025-DISCHARGE OF ADVOCATE ON RECORD
I.A. No.63317/2023-EXEMPTION FROM FILING O.T.
I.A. No.74291/2023-INTERVENTION APPLICATION

Date : 03-11-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE DIPANKAR DATTA
HON'BLE MR. JUSTICE SHEEL NAGU

For Petitioner(s) : Mr. Anjani Kumar Mishra, AOR
Mr. Himanshu Luthra, Adv.
Mrs. Hardeep Kaur Mishra, Adv.
Mr. Praveen Mishra, Adv.
Mr. R. P. Luthra, Adv.
Mr. Siddhant Gupta, Adv.
Mr. P. N. Mishra, Adv.

For Respondent(s) : Mr. Uddyam Mukherjee, AOR
Mr. Swapnil Pattanayak, Adv.
Ms. Kratika Kushwaha, Adv.

Mr. Bikash Ranjan Bhattacharya, Sr. Adv.
Mr. Md Shah Minhajuddin, Adv.
Mr. Md Adil Khan, Adv.
Mr. Subhro Prokas Mukherjee- 3673, AOR

Mr. R Venkataramani, Attorney General of India (N.P.)
Ms. Aishwarya Bhati, A.S.G. (N.P.)
Mr. Sudarshan Lamba, AOR
Ms. Chitrangda Rastravara, Adv.
Mr. Shashank Bajpai, Adv.
Mr. Mayank Pandey, Adv.
Mr. Chitvan Singhal, Adv.

Signature Not Verified
Digitally signed by MANIK KUMAR
Date: 2026.11.04 16:55:01 IST
Reason:

Mr. Raman Yadav, Adv.
Mr. Abhishek Kumar Pandey, Adv.
Mr. Kartikay Aggarwal, Adv.
Mr. Mukesh Kumar Singh, Adv.
Ms. Ameyvikrama Thanvi, Adv.
Mr. Praveen Vignesh, Adv.

Mr. Mukesh Kumar Maroria- 2324, AOR

Ms. Aishwarya Bhati, A.S.G. (N.P.)
Mr. Shreekant Neelappa Terdal, AOR
Mr. Chitvan Singhal, Adv.
Mr. Ameyavikrama Thanvi, Adv.
Mr. Mukesh Kumar Singh, Adv.
Mr. Mohan Prasad Gupta, Adv.
Mr. Krishna Kant Dubey, Adv.

Mr. Deepak Goel, AOR
Ms. Alka Goyal, Adv.
Mr. Shailesh Sharma, Adv.

Mr. N. Venkataraman, A.S.G.

UPON hearing the counsel the Court made the following
O R D E R

1. A communication 16th October, 2026 from the Ministry of Foreign Affairs of the Russian Federation (Second Asia Department), Moscow to the Ministry of External Affairs of the Government of India has been tendered across the bar in a sealed cover.

2. We wish both the Governments of Russia and India to act in terms of what has been stated in paragraph 3 of the said communication and arrange for video calls so that the father and the child can interact with each other.

3. Ms. Aishwarya Bhati, learned Additional Solicitor General, who appeared on previous occasions is presently not available.

4. However, Mr. N. Venkataraman, learned Additional Solicitor General, is present in Court. He has been conveyed the anxiety of the Court and the urgent need for bringing the child back to India in clear terms, which may be communicated to the appropriate authorities.

5. That apart, in view of the petitioner allegedly escaping from India through Nepal for reaching Russia with her son which could not have been possible without the active assistance of officials working in the embassy, we are *prima facie* satisfied that such conduct of the petitioner in not returning the child to his father in terms of the earlier arrangement that was ordered and instead, in taking the child away without the permission of this Court, apart from amounting to breach of this Court's order as well as interference in the administration of justice could also trigger other grave consequences and affect the friendly relations between the two States, thereby unnecessarily complicating matters.

6. To obviate any such complications, we have also impressed upon Mr. N. Venkataraman that valuable assistance of the senior law officers of the Government of India including the Attorney General and the Solicitor General would be required for duly assisting us to restore and preserve the dignity and prestige of this Court. It has to be realized by one and all that anyone, taking undue advantage of leniency shown by this Court, cannot escape unscathed.

7. The writ petition shall be listed once again on 08th December, 2026, immediately after 'Part A' matters.

8. In the meanwhile, we hope and trust that the Government of India would take effective and meaningful steps and report progress by the next date.

9. The communication will be re-sealed and retained with the records of the Court.

(MANIK KUMAR)
SENIOR PERSONAL ASSISTANT

(SUDHIR KUMAR SHARMA)
COURT MASTER (NSH)