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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ MAT.APP.(F.C.) 156/2016

RAHUL GOYAL

..... Appellant

Represented by: Appellant in person

versus

PRATIBHA GOYAL

..... Respondent

Represented by: None

CORAM:

HON'BLE MR. JUSTICE PRADEEP NANDRAJOG

HON'BLE MS. JUSTICE PRATIBHA RANI

ORDER

% **25.10.2016**

CM No.39980/2016

Allowed.

Mat.A.(F.C.) No.156/2016

1. We have heard the appellant. He is the father. The issue concerns only 2 days' custody of Master Harshil Goyal. The custody of the child is with the appellant and vide impugned order dated October 22, 2016, for 2 days, including the festive day of Deepawali, custody (interim) has been entrusted to the mother.

2. Appellant states that in the past the child used to spend Deepawali with him.

3. We see no infirmity in the impugned order inasmuch as the festival of Deepawali is not only a religious but is even a cultural festival in India. This Court has seen across castes, creeds and religions people celebrating Deepawali.

4. The grievance of the appellant that the mother of the child would force the child to sit for dhyan puja or meditation has been taken note of and redressed in the impugned order by recording respondent's undertaking not to subject child to any meditation/dhyan/puja etc.
5. Master Harshil Goyal, the child, is aged 8 years and surely would understand what he has to do.
6. The appeal is dismissed in limine.
7. No costs.

PRADEEP NANDRAJOG, J.

PRATIBHA RANI, J.

OCTOBER 25, 2016

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