

Court No. - 21

Case :- WRIT - C No. - 1001210 of 2006

Petitioner :- Devesh Mani Tripathi

Respondent :- Additional Principal Judge Family Court
Lucknow And Another

Counsel for Petitioner :- Sudeep Seth, Manoj K Jaiswal

Counsel for Respondent :- C.S.C., Satish Chandra Srivastava

Hon'ble Dinesh Pathak, J.

1. List revised. None is present on behalf of the petitioner. However, learned Standing Counsel is present.
2. Instant writ petition is arising out of proceeding under Section 25 of Guardians and Wards Act.
3. Vide order dated 22.12.2005 passed by the Additional Principal Judge, Family Court, Lucknow, both the minors were permitted to meet their father namely Devesh Mani Tripathi, however, by subsequent order dated 30.1.2016, which is under challenge in the instant writ petition, previous order dated 22.12.2005 has been recalled on the ground that children are not interested to meet their father.
4. While entertaining instant writ petition, this Court has passed an interim order dated 6.3.2006 staying the effect and operation of the order impugned dated 30.1.2006. No specific order has been passed staying the further proceedings going on under Section 25 of the Guardians and Wards Act. Till now, children must have attained majority and the original proceeding under Section 25 of the Guardian and Wards Act must have been decided.
5. It appears that the instant writ petition has become infructuous by efflux of time. As such, no useful purpose would be served to keep this writ petition pending for years to come. Accordingly, the writ petition is dismissed as having become infructuous.

Order Date :- 31.5.2023

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