

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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C.R. No. 6308 of 2015
Date of decision: 23.09.2015

Tarsem Lal Sharma

...PETITIONER

VS.

Minakshi Sharma

...RESPONDENT

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Kawaljyot Singh, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Prayer in this petition is for setting aside of the order dated 31.08.2015 passed by the Guardian Judge, Jalandhar, whereby the application moved by the petitioner for impleading him as a party respondent being the grandfather has been dismissed.

It is the contention of the learned counsel for the petitioner that the son of the petitioner, who is the father of the minor, is unable to contest the case as he has gone to Philippines and is also unable to send the Power of Attorney.

It has rightly not been taken as a ground which could permit the impleadment of grandfather as a party respondent. Reliance has been placed by the counsel for the petitioner on the judgment passed by this Court in the case of Rupinder Kaur vs. Binder Singh and another, 2012 (4) Law Herald 3092. It was a case where the father of the minor was not alive whereas in the present case, he is very much a party and a respondent and is admittedly residing in Philippines. The order passed by the Court below is in accordance with law, which does not call for any interference by this Court.

Dismissed.

September 23, 2015

**(AUGUSTINE GEORGE MASIH)
JUDGE**