

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

CR No.7303 of 2012
Date of decision:30.01.2015

Dr.Chandan Dua

.....Petitioner

Versus

Milan Priya

.....Respondent

CORAM : HON'BLE MR.JUSTICE G.S.SANDHAWALIA

Present: Dr.Chandan Dua, petitioner-in-person.

Mr.Munish Gupta, Advocate, for the respondent.

G.S.Sandhawalialia J. (Oral)

Challenge in the present revision petition, filed under Article 227 of the Constitution of India, is to the order dated 01.10.2012 (Annexure P7), whereby the Guardian Judge, Jalandhar has permitted the petitioner to interact with his daughter on every second saturday, from 2 p.m. to 4 p.m., in the Court.

The petition under Sections 7, 8 & 25 of the Guardian & Wards Act, 1890, was instituted on 02.11.2011, for the custody of the minor girl child, namely, Misti Dua, who was born on 15.08.2007, from the wedlock of the parties who were married on 18.02.2006. They have been allegedly separated since 16.02.2011. It is submitted that the case is yet at the stage of the evidence of the petitioner-father, who is a Government employee, working as an Ayurvedic Medical Officer with the Haryana Government and at present, posted at Ambala. The child is staying at Jalandhar where the grandmother of the child and the mother of respondent-wife resides.

Keeping in view the controversy involved and the interaction period which has been granted, this Court is of the opinion that the petitioner, being the father, is entitled for some more time for interaction with the minor child, who is now, almost 7 ½ years old. It is submitted that the visiting right has been modified from the second Saturday to the third Saturday of every month.

Accordingly, order dated 01.10.2012 is modified to the extent that the child shall be produced at 12 noon every third Saturday and the father will be entitled to meet her till 4 p.m., in the Court premises. The Guardian Court at Jalandhar will also make efforts to expedite and conclude the proceedings by 31.12.2015.

Revision petition stands disposed of in the above said terms.

30.01.2015
sailesh

(G.S.Sandhawalia)
JUDGE