

Sr. No.232

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

**COCN No. 2024 of 2016
Date of decision:7.11.2016**

Raini Sethi @ Rainy Sachdeva

.....Petitioner

versus

Rohit Sethi

.....Respondent

Coram: Hon'ble Mr.Justice Rakesh Kumar Jain

Present: Mr. Arshdeep Singh Brar, Advocate
for the petitioner.

Mr. D.S.Brar, Advocate
for the respondent.

Rakesh Kumar Jain, J.(Oral)

This petition is filed for invoking contempt proceedings against the respondent for the alleged violation of the order dated 30.09.2015 in which the following observations have been made:-

“The respondent shall not claim the custody of the minor. The custody of the minor shall remain with the appellant but the appellant will be bound to allow the minor to visit the respondent at her house on the first Saturday of every month between 2.00 PM to 4.00 PM. The parties shall be bound by their respective affidavits.

Liberty is granted to parties to approach this Court in case of any modification regarding visitation rights.”

Although the modification part is to be carried out by the division bench if any application is filed for that purpose but at present, the respondent has submitted that the child is not in his custody rather she is studying in boarding school at Vidhay Devi Jindal Public School at Hissar.

Counsel for the respondent has submitted that respondent has already written a letter to the school to allow the petitioner to meet the minor child in terms of the order dated 30.09.2015.

At present, in view thereof, I do not find any reason to proceed against the respondent as there is no violation of the order passed by the division bench. But petitioner is at liberty to file appropriate application before the division bench in FAO No. M-126 of 2014 for the purpose of modification regarding visitation rights. In view of the above, the present petition is hereby disposed of.

7th November, 2016
Shivani Kaushik

[Rakesh Kumar Jain]
Judge

Whether Speaking/reasoned

Yes/No

Whether Reportable

Yes/No