

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

MONDAY, THE 11TH DAY OF DECEMBER 2017

THE HON'BLE MR. JUSTICE C.V.KARTHIKEYAN

A. No.8173 of 2017
in
O.P. No.302 of 2017

In the matter of Guardian
and Wards Act 1890, and
In the matter of Minor
S.Sana, Female, Minor
aged 5 years

Sayeed Salman (alias) Suresh Kumar
S/o.M.Sampath
No.17/2 Thamayandhi Street,
Gandhi Nagar,
Virugambakkam,
Chennai -600 092

... Petitioner

-Versus-

Haseena Syed,
D/o of A.Syed Illiyas.
No.2/403, Kandasamy Nagar,
First Cross Street, Palavakkam,
Chennai - 600 041

... Respondent

A.No.8173 of 2017

Haseena Syed,
D/o of A.Syed Illiyas.
No.2/403, Kandasamy Nagar,
First Cross Street, Palavakkam,
Chennai - 600 041

...Applicant

Vs.

Sayeed Salman (alias) Suresh Kumar
No.17/2 Thamayandhi Street,
Gandhi Nagar,
Virugambakkam,
Chennai -600 092

...Respondent

Application praying that this Hon'ble Court be pleased
to pass such further or other orders as may deem fit and
proper in the circumstances of the case.

This application coming on this day before this Court
for hearing the Court made the following order:-

Application filed seeking to issue of subpoena to examine as witnesses (1) Mrs.Radhika; (2) R.Gopi; (3) Ponnivalavan; and (4) Haseena Syed.

2. In the affidavit filed in support of the said application, the petitioner has stated that the petitioner had filed the above Original Petition seeking permanent custody of the minor child Sana. In the trial, it is necessary these witnesses are examined as Court witnesses. Consequently, it is stated that subpoena is to be issued to them.

3. Heard the learned counsel for the respondent also.

4. Counter has not been filed. During trial witnesses are often summoned and sufficient opportunity must be provided for cross examination. Taking those aspects into consideration, this Application is allowed.

5. Post the matter before the learned Master for continuation of examination on 14.12.2017. On 14.12.2017, the learned Master is to take a decision on the dates on which the summons is to be issued and accordingly finalise the date for examination of the four witnesses.

Sd/.C.V.K.J

11.12.2017

//Certified to be a true copy//

Dated this the day of 2019.

TE/29/05/2019

COURT OFFICER

From 25.09.2008 the Registry is issuing certified copies of the Order/Judgment Decree in this format.