

222 IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

FAO No.4021 of 2015 (O&M)

Date of decision: January 30, 2017

Tara Ram and another

....Appellants

Versus

Vidya Devi

....Respondent

**CORAM: HON'BLE MR. JUSTICE M. JEYAPPAUL
HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH**

Present: Mr. B.S. Jatana, Advocate
for the appellants.

Mr. Digvijay Nagpal, Advocate
for the respondent.

M. JEYAPPAUL, J. (ORAL)

Appellants, namely, Tara Ram and Mohindro, grand parents of minor children, namely, Jugraj Singh and Kirna Devi, aggrieved by the custody right of those children granted to the respondent-Vidya Devi by the trial Court, they have preferred the present appeal.

During the hearing on 09.08.2016, appellants who were present in Court, acceded to the visitation rights insisted upon by the respondent.

Counsel appearing on either side, on instructions from the parties, submitted that both the parties have amicably settled the custody issue. It is further submitted by the counsel appearing for the respondent that the respondent has no objection if the appellants have the custody of the children provided the respondent is given due visitation rights.

It is further brought to our notice by counsel appearing for the respondent, on instructions from the respondent, who is present in Court, that she may be permitted to go over to the house of the appellants to

take the children during winter as well as summer vacations for a period of two weeks each. Further, respondent may be permitted to visit the house of the appellants to enjoy the company of the children for two days during festival seasons.

Counsel appearing for the appellants, on instructions, submits that the appellants have no objection for such a proposal offered from the side of respondent.

We find that both the parties have settled the custody issue arisen between them. As per the compromise arrived at between them, let the children, namely, Jugraj Singh and Kirna Devi remain in custody of the appellants. The respondent is at liberty to go over to the house of the appellants and take the children to her house to enjoy the visitation rights for a period of one week during winter vacation and also for a similar period during the summer vacation. She is also at liberty to visit the house of the appellants to exercise her visitation rights for two days during festivals.

The appeal stands disposed of accordingly.

(M. JEYAPPAUL)
JUDGE

(AUGUSTINE GEORGE MASIH)
JUDGE

January 30, 2017

ps-I

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No