

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

Civil Revision No.6900 of 2018

Date of Decision:10.10.2018

Abhilasha Sharma

.....Petitioner

Vs.

Saurabh Sharma

....Respondent

CORAM : HON'BLE MR.JUSTICE AMOL RATTAN SINGH

Present: Mr.Arpendeep Narula, Advocate,
for the petitioner.

AMOL RATTAN SINGH, J. (Oral)

By this petition the petitioner challenges the order of the learned Family Court, Gurugram, dated 07.08.2018 (Annexure P-5), by which, while declining custody of the child to the respondent (father), visitation rights have been granted to the extent of him being allowed to meet the child on the 1st and 3rd Saturday of every month from 3.00 p.m. to 5.00 p.m., in the Mediation and Conciliation Centre of the District Courts at Gurugram.

Learned counsel for the petitioner, as also petitioner herself who is present in the Court, have strenuously argued that the petitioner having been thrown out of her home alongwith the child, with the said incident etched in the child's mind, it would be improper for even visitation rights be given to the respondent to the above extent.

Having considered the arguments of learned counsel for the petitioner as also the contention of the petitioner herself, without making any comment whatsoever on the manner in which the petitioner may or may not have been treated at the hands of the respondent, or even with

regard to what possibly may be fresh in the child's mind, who is stated to be about 5 years and 3 ½ months old, in my opinion the order passed is a fair order, as regards not depriving the child of the love of a biological father.

However, keeping in view the fact that the child may feel traumatised on meeting the respondent alone, the trial Court is directed to ensure that on the first two meetings as directed by that Court (in the Mediation and Conciliation Centre), the petitioner would be allowed to be present alongwith a lady advocate and a male Advocate (Mediators) to be appointed by that Court, after which the Mediators will submit their report to the trial Court with regard to the conduct of the respondent towards the child and the reaction of the child thereto.

Upon such report being submitted, the trial Court would consider the matter afresh and take a decision as to whether or not the order dated 07.08.2018 is to be continued; and if not, would give detailed reasons for the same.

Disposed of in the above terms.

(AMOL RATTAN SINGH)
JUDGE

October 10, 2018.

dharamvir/dinesh

Whether speaking/reasoned : YES
Whether Reportable : YES