

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

FAO No.7252 of 2017 (O&M)
Date of decision: September 04, 2019

Vivek Yadav ...Appellant

Versus

Mohini Yadav ...Respondent

**CORAM: HON'BLE MR. JUSTICE RAJAN GUPTA
HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL**

Present: Mr. Gulshan Nandwani, Advocate for the appellant.
Mr. B.D. Sharma, Advocate for the respondent.

Rajan Gupta, J.(oral)

Present appeal emanates from the judgment dated 11.09.2017, passed by the Civil Judge (Sr. Division), Rewari, whereby custody of 11 years old male child namely Akshat was denied to the appellant-husband.

After arguing at some length, learned counsel for the appellant submits that he does not press this petition at this stage keeping in view age and mental condition of the child. He, however, may be given visitation rights. Learned counsel for the respondents, on instructions from respondent-wife, who is present in court, submits that the respondent has no objection to this. Only question that survives is as to the place where appellant-husband can meet the child. The court has been apprised that while appellant is residing at Rewari, respondent is residing in Delhi. Mr. Sharma submits that husband can meet the child in the court at Rohini

before the Legal Services Authority once a month on a working Saturday from 2.00 P.M. to 4.00 P.M. This proposal is acceptable to counsel for the appellant.

In view of above, we do not intend to delve further in issue. Appeal is hereby dismissed as not pressed with liberty to the appellant to approach the appropriate forum afresh, if there is no legal impediment in his way.

Parties are at liberty to move appropriate application before Legal Services Authority at Delhi in view of agreement arrived between them as regards visitation rights.

(RAJAN GUPTA)
JUDGE

(MANJARI NEHRU KAUL)
JUDGE

September 04, 2019
'Rajpal'

Whether speaking / reasoned

Yes / No

Whether Reportable:

Yes / No