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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRWP-10860-2021

Date of decision: 17.11.2021

HARJIT SINGH AND ANR

...Petitioners

Versus

STATE OF PUNJAB AND ORS

...Respondents

CORAM: HON'BLE MR. JUSTICE SURESHWAR THAKUR

Present: Mr.Dr. Anmol Rattan Sidhu, Senior Advocate with
Mr.Mandeep Singla, Advocate
for the petitioner.

Mr.Bhupender Beniwal, AAG, Punjab.

SURESHWAR THAKUR, J. (ORAL)

1 The petitioners are grandparents of a boy named Tegh Singh Randhawa. The age of Tegh Singh Randhawa is more than two years. The father of the minor boy supra, is stated to be in a foreign country, to undertake further education. Consequently, the minor boy supra, is staying with his mother, arrayed as co-respondent No.6, at her parental home alongwith her parents, who are respectively arrayed, as co-respondent Nos.4 and 5.

2 Given the age of minor boy supra, in as much as, as of today, his being aged two years, thereupon, his natural mother, arrayed as co-respondent No.6, *prima-facie*, does hold the entitlement to retain lawful custody over his person. However, the afore right is bridled, by certain proven allegations, being made against her, that the mother of the minor boy is not taking adequate care and protection, of all the needs and requirements of her minor child. Since, the afore averments are neither made in the petition nor obviously are proven, rather when a limited prayer is made in the instant petition for visitorial rights being

conferred vis-à-vis the co-petitioners qua the minor boy supra, who is residing at his maternal grandparents home.

3 Therefore, the afore relief is allowed, and SHO of the police station concerned, is directed to ensure in his presence, that co-petitioners make repeated and frequent visits to their grandson, who is residing at the home of his maternal grandparents. The schedule of the visits be consensually prepared forthwith, by the SHO concerned, and be sent to co-respondent Nos.4 to 6, and, thereafter, on each of the consensually drawn scheduled date, the SHO concerned, shall accompany the co-petitioners, to the nowat home of their minor grandson.

4 Disposed of.

(SURESHWAR THAKUR)
JUDGE

17.11.2021

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Whether speaking/reasoned:-
Whether reportable:-

Yes/No
Yes/No