



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(ORDINARY ORIGINAL CIVIL JURISDICTION)

WEDNESDAY, THE 02ND DAY OF FEBRUARY 2022

THE HON'BLE MR. JUSTICE ABDUL QUDDHOSE

O.P. No.772 of 2008

In the matter of Indian Guardians  
and Wards act 1890

And

In the matter of minor child Master  
D.Vigneshwaran born on  
31.07.2005 and aged about 3 years  
who has been ordinarily residing at  
Chennai.

S.Dhanasekar,  
No:228, First Floor, First Avenue,  
Tamilnadu Housing Board Colony,  
Velachery, Chennai – 42.

... Petitioner

Versus

1.Mr.Rathinasamy,  
S/o Mr.Nalluthevar  
  
2.Mrs.Kanaga Rathinasamy,  
W/o Mr.Rathinasamy,  
Both residing at  
No 107/145 D-II E.B.OPP  
Madurai Mandabam Road,  
Kattuparamakudi,  
Paramakudi,  
Ramanathapuram District.

... Respondents



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Original Petition praying that this Hon'ble Court be pleased to Pass an order restoring the custody of the minor son Vigneswaran aged about 3 years who has been illegally removed by the respondents since 21.8.2008 to the custody of the petitioner by directing return of custody of the minor child to the petitioner.

This Original Petition coming on this day before this court for hearing in the presence of Mr.Adinarayana Rao, Advocate for the Petitioner herein, and Mr.V.Sridhar for Mr.K.S.Narayanan, Advocates for the respondents herein, and upon reading the order herein dated 14.12.2011, **the Court made the following order:-**

Learned counsel for the petitioner, on instructions, would submit that the petitioner is satisfied with the direction for visitation rights granted by this Court on 14.12.2011, wherein, the petitioner was permitted to visit the child twice a month in the school on any working day between 4.00 p.m and 5.00 p.m after informing the Headmaster/Headmistress and submits that the petition itself can be disposed of in terms of the aforementioned interim arrangement.

2. The said statement made by the learned counsel for the petitioner is agreeable to the respondents, on instructions.

3. Accordingly, in terms of the earlier direction given by this



Court on 14.12.2011 referred to supra, this original petition is disposed of.

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WITNESS THE HON'BLE MR.JUSTICE MUNISHWAR NATH  
BHANDARI, ACTING CHIEF JUSTICE, HIGH COURT AT MADRAS  
AFORESAID, THIS THE 02<sup>nd</sup> DAY OF FEBRUARY 2022.

Sd/-

ASSISTANT REGISTRAR (O.S.II)

//Certified to be true copy//

Dated at Madras this the    day of    2022.

COURT OFFICER(O.S.)

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of the Orders/Judgments/Decrees in this format.



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17.02.2022

O.P. No.772 of 2008

ORDER:

DATED : 02.02.2022

THE HON'BLE MR. JUSTICE

ABDUL QUDDHOSE

FOR APPROVAL: 18.02.2022

APPROVED ON: 18.02.2022



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02.02.2022

CORAM:

**THE HON'BLE MR. JUSTICE ABDUL QUDDHOSE**

**O.P. No.772 of 2008**

S.Dhana sekar

... Petitioner

Versus

1. Rathinasamy

2.Mrs.Kanaga Rathinasamy

... Respondents

Petition filed under Section 25 of the Guardians and Wards Act 1890 of the amended letters Patent of the High Court of Judicature read with order xxi Rule 2 & 3 of Original side Rules.

For Petitioner : Mr.Adinarayana Rao

For Respondents : Mr.V.Sridhar  
for Mr.K.S.Narayanan

### **ORDER**

Learned counsel for the petitioner, on instructions, would submit that the petitioner is satisfied with the direction for visitation rights granted by this Court on 14.12.2011, wherein, the petitioner was permitted to visit the child twice a month in the school on any working day between 4.00 p.m and 5.00 p.m after informing the Headmaster/Headmistress and submits that



arrangement.

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2. The said statement made by the learned counsel for the petitioner is agreeable to the respondents, on instructions.

3. Accordingly, in terms of the earlier direction given by this Court on 14.12.2011 referred to supra, this original petition is disposed of.

Sd./-A.Q.J.  
02.02.2022

//Certified to be true copy//

Dated at Madras this the      day of      2021.

COURT OFFICER(O.S.)

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