

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-457 of 2020 (O&M)
Date of decision: 05.12.2022

Monica

..Petitioner

Versus

Paramjit Singh

..Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr. P.S.Kanwar, Advocate
for the petitioner.

Mr. Pankaj Bali, Advocate
for the respondent.

ANIL KSHETARPAL, J(Oral)

The parties (husband and wife) are contesting litigation before the Family Court. They have two children, aged about 13 and 9 years, respectively. The Family Court has permitted the respondent (father of the children) visitation rights on 1st and 3rd Saturday of every month in the Mediation Centre from 3:00 p.m. to 4:30 p.m. However, temporary custody for the night's stay was not allowed by the Family Court. However, in a subsequent application, the Family Court has permitted the respondent to have the custody of the children on Saturday nights.

Challenging the correctness of the aforesaid order, the present revision petition has been filed.

The learned counsel representing the petitioner contends that within a short duration of one month, the Principal Judge, Family Court Hoshiarpur, has changed its decision. In the absence of any challenge to the order dated 01.11.2019, he contends that the order declining the temporary custody for Saturday nights, could not be reversed.

As and when required, the Court, during the pendency of the trial of a case, is empowered to pass various interlocutory orders in the interest of justice. Such orders are neither final nor conclusively determine the rights between the parties. The respondent before this court is admittedly the father of the children. The Court has found that the children would require the guidance of the father.

In such circumstances, there is no substance in the argument of the learned counsel that the order has been changed within a period of less than one month.

Hence, no ground to interfere is made out.

Dismissed.

Further, the application, filed by the respondent, to initiate proceedings against the petitioner-Monica under Section 340 Cr.P.C. is also dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

December 05, 2022

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**(ANIL KSHETARPAL)
JUDGE**

<i>Whether speaking/reasoned</i>	:	<i>Yes/No</i>
<i>Whether reportable</i>	:	<i>Yes/No</i>