

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

CRWP-3408-2021 (O&M)

Date of Decision: 12th September, 2022

Archana

... Petitioner

Versus

Ballu Ram and another

... Respondents

CORAM : HON'BLE MR. JUSTICE AVNEESH JHINGAN

Present : Mr. Kanwar Abhay Singh, Advocate for the petitioner.

Mr. Gautam Dutt, Advocate for the respondents.

AVNEESH JHINGAN , J.(Oral)

This petition is filed in the nature of Habeas Corpus seeking custody of the minor sons of the petitioner from their grandparents.

The petitioner is an accused in FIR No. 654 dated 14.9.2020 under Section 306 IPC registered at P.S. Kosiwala, District Mathura and was in custody for four months approximately.

Considering the sensitivity of the matter, the parties were referred for the mediation. There was a settlement between the parties dated 30.5.2022. The terms of the settlement are quoted hereinbelow :-

“(a) It is mutually agreed between the parties that the custody of minor children will remain with the second party and is wife, who are taking good care of the minor. Both the minor sons are studying G.V.M. Public School, Rundhi Tehsil and District Palwal.

(b) It is mutually agreed between the parties that the first party can meet her sons on the first Saturday of every month from 10:30 A.M till 02:30 P.M at DLSA, Palwal from June 2022. This agreement will continue till the sons the major. The parties are directed to provide the copy of the present settlement/agreement to the Member, Secretary, DLSA, Palwal to do the needful by providing place for visitation. The first party mother can meet the minor sons and can also give gifts to the minor sons.

(c) It is further agreed between the parties that if due to some reason the meeting is not possible on 1st Saturday then in that case the visitations will take place on 3rd Saturday. The second party-grandfather undertakes that he will ensure that the visitations will take place as agreed between them.”

In view of the settlement arrived at between the parties, the petition is disposed of.

However, it is clarified that in case of any surviving grievances, either of the parties would be at liberty to avail remedies in accordance with law.

Since the main case has been decided, pending application, if any, rendered infructuous.

**(AVNEESH JHINGAN)
JUDGE**

12th September, 2022
anuradha

Whether reasoned/speaking
Whether reportable

Yes/No
Yes/No