

[126] IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CR-483-2023

Date of Decision :15.02.2023

Kunti ...Petitioner

versus

Parshant Saini and othersRespondents

Coram : Hon'ble Mr. Justice B.S. Walia

Present : Mr. Ram Kumar Saini, Advocate for the petitioner.

Mr. Pradeep Duhan, Advocate for

Mr. PankajNanhera, Advocate for the respondent No.1.

B.S. Walia, J. (Oral)

[1] Challenge in the instant petition is to order, Annexure P/10 dated 15.12.2022 passed by the learned Principal Judge, Family Court-cum-Camp Court, Hansi, District Hisar modifying order, Annexure P/5 dated 07.04.2022 changing the venue and days of meeting of the contesting respondent with the minor child of the parties.

[2] Learned counsel for the petitioner contends that vide order, Annexure P/5 dated 07.04.2022, the learned Principal Judge, Family Court-cum-Camp Court at Hansi in case titled as Parshant Saini vs. Kunti and others had allowed visitation rights to the respondent No. 1 to meet the minor child of the petitioner and respondent No.1 on every first and third Sunday from 10.00 a.m. to 2.00 p.m. at the petitioner's residence but on an application moved by respondent No.1, the learned Principal Judge had modified the said order (i.e. Annexure P/5) by changing the venue of meeting of the parties with the minor child to Women Police Station, Hansi from 10.00 am to 2.00 p.m. on every first and third Saturday vide

order, Annexure P/10 dated 15.12.2022.

[3] On notice, Mr. Pradeep Duhan, Advocate for Mr. Pankaj Nanhera, Advocate has put in appearance and states that the venue of meeting was shifted as the petitioner was creating problem in the visitation rights of respondent No.1 and the same stands fortified from the fact that even after the venue was changed from the residence of the petitioner to the Women Police Station, Hansi, the petitioner did not permit respondent No.1 to meet the child as is evident from the police report dated 21.01.2023.

[4] Learned counsel for the petitioner on the other hand contends that it is respondent No.1 who is creating problems as is evident from Annexure P/11 i.e.DDRbearing GD No.20 dated 17.12.2022as per which despite the petitioner having been present along with the minor child at Women Police Station, Hansi for the visitation rights of respondent No.1, respondent No.1 did not turn up to meet his minor child.

[5] Be that as it may, while taking into account that the impression which would be created in the mind of a child on being required to go to a Police Station, it is deemed appropriate to change the venue for the visitation rights from Women Police Station, Hansi to the Mediation and Conciliation Centre attached to the Courts at Hansi. The petitioner shall bring her minor child to the Mediation and Conciliation Centre attached with the Courts at Hansi on 2nd and 4th Saturday of every month and shall give the custody of the minor child to respondent No.1 in the presence of the In-charge of Mediation and Conciliation Centre at

over the custody of the minor child back to the petitioner in front of and under the signatures of the In-charge of Mediation and Conciliation Centre at 2.00 p.m. It is further made clear that respondent No.1 would interact with the child only within the premises of the Mediation and Conciliation Centre attached to the Courts at Hansi.

[6] Accordingly, order, Annexure P/10 dated 15.12.2022 passed by the learned Principal Judge, Family Court-cum-Camp Court, Hansi, District Hisar is modified and the instant petition is disposed of in the aforementioned terms.

(B.S. Walia)
Judge

15.02.2023
'Amit'

Whether speaking/ reasoned	:	Yes/No
Whether reportable	:	Yes/No