

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

**FAO-1516-2016 (O&M)
Date of Decision: 20.02.2023**

NIRMAL SINGH
Versus

..... Appellant(s)

BALBIR SINGH AND ANOTHER

..... Respondent(s)

**CORAM:- HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MRS. JUSTICE RITU TAGORE**

Present: Mr. Lovish Rattan, Advocate for
Mr. Surinder Sharma, Advocate
for the appellant.

Mr. Tarun Sharma, Advocate
for the respondents.

LISA GILL, J.

Petition under Section 25 of the Guardians and Wards Act, 1890 was filed by the appellant-father seeking custody of his minor children i.e. son, born on 18.03.2007 and daughter, born on 19.07.2003 from the maternal grand-parents of the children. Custody of minor children had been denied to the appellant vide order dated 21.11.2015, passed by learned Guardian Court, Nakodar, on the ground that with appellant being convicted under Section 304-B of Indian Penal Code, for the death of his wife, welfare of the minor children lies with the maternal grand-parents. Hence, aggrieved present appeal was filed by the appellant.

Learned counsel for the appellant informs that the daughter has since attained majority as her date of birth is 19.07.2003 and during pendency of this appeal, custody of the minor son, who is still a minor, has been handed over to the appellant, therefore, present appeal is rendered infructuous.

Learned counsel for the respondent verifies that custody of the minor son is with the appellant for the last about one year.

Accordingly, this appeal is disposed of as infructuous. Needless to say, there is no expression of opinion on the merits of the matter.

(LISA GILL)
JUDGE

(RITU TAGORE)
JUDGE

20.02.2023
Sunil

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