

IN THE PUNJAB AND HARYANA HIGH COURT AT
CHANDIGARH

266+124

Date of Decision: 09.10.2023.

(1)

CWP-20791-2023 (O&M).

BALA DEVI

.. Petitioner

Versus

STATE OF HARYANA AND OTHERS

... Respondents

* * *

(2)

CWP-22714-2023 (O&M).

PARMOD KUMAR

.. Petitioner

Versus

STATE OF HARYANA AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE VINOD S. BHARDWAJ.

Present:

Mr. Yogesh Vashista, Advocate,
for the petitioner in CWP-20791-2023.

Mr. Vineet Jakhar, Advocate,
for the petitioner in CWP-22714-2023.

Mr. Vivek Chauhan, Addl. A.G. Haryana.

VINOD S. BHARDWAJ, J. (ORAL)

Both the above said writ petitions are being disposed of by a common order as the claim in the present case regarding the custody of minor girl child namely Harshika daughter of Parmod Kumar i.e. the biological father and writ petition in CWP-22714-2023 as against the claim raised by step grand-mother Bala Devi in CWP-20791-2023.

A copy of order dated 14.08.2023 has been handed over by the counsel representing Parmod Kumar i.e. the biological father of minor daughter Harshika, passed by the Child Welfare Committee, Hisar, wherein, it has been averred that in the present scenario, there are three claimants for the child. The terms of divorce between the petitioner Parmod Kumar in CWP-22714-2023 and his wife Jyoti (since deceased) have remained in question and would require determination after leading evidence. The Committee has thus decided that the case of custody of the child is hence beyond the jurisdiction of the Child Welfare Committee and the interested parties may approach the appropriate competent Court for seeking custody of the child.

In view of the aforesaid subsequent order dated 14.08.2023 passed by the Child Welfare Committee advising the interested parties to approach the appropriate competent Court for custody of the child, the present petitions have been rendered infructuous.

Both the writ petitions are disposed of accordingly.

The parties, however, are at liberty to take recourse to the appropriate remedies available to them in accordance with law for seeking custody of the minor child.

A copy of the order be placed on the file of connected case.

October 09, 2023
raj arora

(VINOD S. BHARDWAJ)
JUDGE

Whether speaking/reasoned
Whether reportable

: Yes/No
: Yes/No