



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

COCp-4942-2025 (O&M)
Date of decision: 10.12.2025

Suchika Jain

....Petitioner

V/s

Ashish Gupta

....Respondent

CORAM: HON'BLE MR. JUSTICE VIKRAM AGGARWAL

Present: Mr. Sandeep Jain, Advocate, for the petitioner.
Mr. Raman Mahajan, Advocate, for the respondent.

VIKRAM AGGARWAL, J. (ORAL)

CM-24959-CII-2025

Prayer in the present application preferred under Section 151 CPC is for placing on record reply dated 05.12.2025 on behalf of the respondent along with Annexures R-1 to R-3.

For the reasons mentioned in the application, the same is allowed. Reply along with Annexures R-1 to R-3 is taken on record.

The Registry is directed to tag the same at an appropriate place on the case file.

COCp-4942-2025

The instant contempt petition has been preferred under Sections 10 and 12 of the Contempt of Courts Act, 1971 (hereinafter referred to as the "1971 Act") alleging willful disobedience of order dated 14.01.2025 (Annexure P-2) passed by a Division Bench of this Court in FAO-96-2025 titled as *Suchika Jain vs. Ashish Gupta*.

2. On 14.01.2025, the Division Bench had passed the following order:-

“Learned Senior counsel for appellant submits that direction of learned Family Court to the extent that minor child can be in the custody of father on every 2nd and 4th weekend with the child to be picked up from school on Friday and to be dropped back to the mother at 8:00 P.M. on Sunday, at the outset, is not conducive for the welfare of minor child, who admittedly suffers from ADHD.

It is asserted that appellant does not have any difficulty regarding interaction between the father and son. However, at the outset and initial stage, it would be in the interest and welfare of the child that the father is permitted to meet him on the 2nd and 4th weekend of the month with the child being permitted to be with father from 10:00 A.M. to 6:00 P.M. on Saturday and from 10:00 A.M. to 12:00 noon on Sunday, in case. the father so desires. Furthermore, it is open to the father to talk to the child about three times a week between 7:00 P.M. to 9:00 P.M. telephonically and even through a video call.

Notice of motion for 01.05.2025.

Operation of impugned order dated 29.11.2024 to the extent of directions as contained in para 15, will remain stayed till the next date of hearing. However, in the interregnum, respondent-father shall be permitted custody of the child as has noted above in the forgoing paras besides. telephonic/video calling access as above.”

3. The sole grievance of the petitioner in the instant contempt petition is that on 23.08.2025, the respondent went to the school of the minor child and interacted with the minor child in disobedience of the directions issued by the Division Bench.

4. *Per contra*, the stand of the respondent in the reply as also during the course of arguments is that 23.08.2025 was a 4th weekend, on which the respondent was permitted to meet the child. It has been submitted that since on 23.08.2025, there was a sports meet of the school, the respondent visited the school and met the child. It has been submitted there was no intention of the respondent to violate the order passed by the Division Bench on 14.01.2025. Further, learned counsel representing the respondent, on instructions from the respondent, who is present in Court, states that the respondent shall comply with the directions issued by the Division Bench vide order dated 14.01.2025 in letter and spirit.

further orders are required to be passed in the present contempt petition, at this stage and the same be disposed in terms of the statement given by learned counsel for the respondent and the respondent, who is present in Court.

6. Ordered accordingly. The contempt petition is accordingly disposed of. Rule stands discharged.

Pending application(s), if any, shall also stand disposed of.

December 10, 2025
vcgarg

(VIKRAM AGGARWAL)
JUDGE

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