

**ORDER BELOW EXH.39**

(Passed on 09.09.2024)

1. Present is an application filed by applicant-husband (Sachin Mohanlal Modi) for modification of order below Exh.4 dated 04.08.2022 passed by the then Ad-hoc DJ-1, Khamgaon. Advocate for applicant submits that as per order of Hon'ble Bombay High Court in Writ Petition No.5519/2023 dated 05.08.2024 and observations in para No.6 this application is moved.
2. Accordingly, this Court directed respondent to file on record pursis and let this Court know whether is it okay to modify order about access and does School allow parents to meet their ward in School campus? Respondent filed pursis Exh.40 and informed that boarding School does not allow parents to meet their children in School. However, no such rule or School document is placed on record to support the pursis.
3. It is a custody application filed by a father. Vide order below Exh.4 applicant is permitted to meet his son (Master Kartik Mohanlal Modi) on every second and fourth Saturday. Parties were not in agreement about place of visit/meeting. Parties contested this aspect by tooth and nail. As per above referred order of Hon'ble High Court it is clear that the child has been admitted to residential School i.e. Anubhuti Residential School at Jalgaon.

4. Due to aforesaid admission present application is moved. As per observation in para No.6 Hon'ble Bombay High Court granted permission to modify place where applicant can meet his child. Thus, grounds are satisfactory. Application deserves to be allowed. Hence, order.

ORDER

1. Application is allowed.
2. Order below Exh.4 dated 04.08.2022 and 07.09.2022 stands modified to the extent of place of meeting as follows.
3. Applicant is permitted to meet his child in Anubhuti Residential School at Jalgaon on every second and fourth Saturday between 11.00 a.m. to 1.00 p.m. subject to Rules of the Boarding School.
4. Inform School Administration about this order.

Khamgaon
Dt. 09.09.2024

(Prasad P. Kulkarni)
District Judge-2,
Khamgaon.

Certificate

I affirm that, the contents of this P.D.F. file are correct, word to word, as per original order.

Name of Court : D.J.-2, Khamgaon, Dist. Buldhana.
Name of Steno : Govinda D. Bhojte (Stenographer Grade-3)
Decided On : 09.09.2024.
Signed On : 09.09.2024.
Uploaded On : 09.09.2024.