

**IN THE COURT OF PRINCIPAL DISTRICT JUDGE, AT - PUNE.**

**CIVIL SUIT NO. 10/2017**

**(CNRMHPU01-002588-2017)**

*Rishad Darayas Cooper* .. *Plaintiff*  
Vs.  
*Nahida Rishad Cooper* .. *Defendant*

**ORDER BELOW EXH. 1**

1- Heard the learned advocate for the plaintiff and the learned advocate for the defendant. At present, both the sides are on the issue of physical access of the child. Admittedly, the child is with the defendant-mother. Considering the situation in respect of COVID-19 pandemic, the access via Video Conferencing of the child for the plaintiff-father, is going on. The same shall continue until further orders.

2- According to the learned advocate for the plaintiff, since last more than 5 months, he had no physical access of the child and, therefore, the custody of the child be given to him. It is submitted by the learned advocate for the defendant-wife that the situation of COVID-19 pandemic in the city of Pune is still at higher level and, therefore, it will not be safe for the child who is 10 years old, to step out of the house.

3- After arguing on the issue for some time, the learned advocate for the defendant-wife gave proposal that once in a week, the child will be brought in the lobby of the

society where the wife is residing and husband can come to meet him for half an hour. Learned advocate for the plaintiff submits that plaintiff is frightened for 'n' number of reasons to go to the said society where the wife is residing.

Learned advocate for the plaintiff submits that some other place, than the society of the wife, be fixed for the physical access of the child to the father. It is submitted that the house of child's friend namely Rudra, which is at the distance of two minutes, by walk from the house of the wife, would be the best place for access of the child.

Learned advocate for the plaintiff submits that he will get the consent of Rudra's parents to allow access in their house and inform the learned advocate for defendant wife.

Learned advocate for the defendant-wife submits that she will consult her client, for physical access of the child to the father at the said place and will revert back in a day or two and accordingly will inform the learned advocate for the plaintiff, via mail, and thereafter, if the parties come to the consensus for physical access of the child at the said place, the same can be done before the next date, on the date and time suitable to both the parties.

List the matter on 11<sup>th</sup> August, 2020.

**Place– Pune**  
**Date – 04.08.2020**

**(Neeraj P. Dhote)**  
**Principal District Judge, Pune.**

I affirm that the contents of this P.D.F., file order /judgment are same word for word as per original Judgment.

Name of Steno : Mrs. S. S. Yengul  
Stenographer (Grade-1)

Court Name : Shri. Neeraj P. Dhote  
Principal District &  
Sessions Judge, Pune.

Date : 04-08-2020  
Judgment signed by P.O. on : 04-08-2020  
Judgment uploaded on : 04-08-2020.