

**COMMON ORDER BELOW EXH. 1 IN
CIVIL SUIT NOS. 10/2017 & 30/2019**

1- Plaintiff/husband and the defendant/wife with their son Marc and their respective advocates have come to the Court in the evening.

2- It is informed that child Marc, who is presently in the custody of his mother had left from her house and went to his friend's house. The father was informed. The parties came to the Court and prayed for order in this urgent situation.

3- Both the parties have filed the suit for dissolution of marriage, custody of son Marc and maintenance by wife and the suit is ready for trial. Interim custody of the child Marc was given to father during winter vacation till 9th January 2021 and, thereafter, son Marc is again in the custody of mother. The Court had interaction with the child Marc in the chamber. It is seen that child Marc is insisting to go and stay with his father. It is revealed during interaction that he may repeat the act of leaving his mother's house, if he is sent back to his mother. The matter is listed before the Court on 19th January 2021. Tomorrow is the holiday. It is 6.45 p.m. The child is consistently pleading to allow him to stay with his father. The Court is concerned about the welfare of the child. To avoid any untoward incident at the hands of the child Marc, child Marc is permitted to stay with his father till next date, as per his request. It is made clear

that every care should be taken by his father during this interim arrangement.

4- The matters are listed on 19th January 2021. It is matrimonial dispute. Even though the efforts of previous mediation have failed, in my considered view, there is no harm to once again refer the matter for mediation. Considering this peculiar situation, which has taken place today, the matter is referred for mediation to Shri. C. P. Bhagwat, Secretary, District Legal Services Authority, Pune. The parties with their advocates to appear before him on 18.01.2020 at 2.30 p.m.

Place- Pune

Date - 16.01.2021

(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 : A. G. Tawale
Stenographer (Grade-1)

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

Date : 16.01.2021
Judgment signed by P.O. on : 16.01.2021
Judgment uploaded on : 18.01.2021.