

PWDVA APPLICATION No.202/2023
CNR NO. MHPU090058052023

Akshata Vishal Kotwal Before Mairrage Akshata Santosh Gaikwad
Vs
Vishal Balasaheb Kotwal & Ors.

ORDER PASSED BELOW APPLICATION (EXH. NO.23)

Non applicant No. 1 has filed an application under section 21 of the protection of Women from Domestic Violence act for grant of visting terms to his son on every Saturday and Sunday in between 10.00 a.m. to 12.00 pm.

2. It is contended by non applicant No. 1 that, his son Shreyansh is residing with the applicant. He has every right to visit his son.

3. Per contra the application opposed the application on the ground that when she was pregnant. Non applicant No. 1 has made an attempt to miscarriage. He is having no love and affection towards the child. Hence prayed for rejection of this application.

4. Perused the application and say filed. Heard the learned advocate for both sides. Out of the said wedlock they blessed son namely Shreyansh. At present the said son residing with the applicant. The applicant and non applicant No. 1 are residing separately. But both parties being natural parents. Love and affection of mother and father are important aspect for growth of the child. The father can't be precluded from such love and affection. But at the

same time while passing visiting terms the court has to look upon whether it is dangerous to the child. In the present case in hand non applicant No. 1 being the natural father. He has shown his intention that he wants a visiting terms of his child. Therefore, I am of the view that it is the fit case to grant the permission. Hence, I proceed to pass the following Order :-

ORDER

1. Application is allowed.
2. Non applicant No. 1 is permitted the visiting terms on the date matter posted before the court.
3. The applicant is directed to grant the permission to non applicant No. 1 to meet with the child.
4. The applicant is directed to bring the child for visiting terms once in a month on any date fixed before the court.

Date : 13.11.2024.

(N. R. Gajbhiye
Judicial Magistrate First Class,
Pimpri, Pune.

CERTIFICATE

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

Name of the Stenographer :- Smt. B. S. Jamkhandi (Karnikar)

Name of the Court :- Shri. N. R. Gajbhiye
C.J.J.D & J.M.F.C. Pune.

Order / Judgment Date :- 13/11/2024

Order / Judgment signed by

the Presiding Officer on :- 13/11/2024

Order uploaded on :- 14/11/2024