

Civil M.A.No.6/2021
Priyanka v. Pravin
MHWS010000552021

Common order below Exh.18 and 21.

The respondent filed present both applications for setting aside the order passed against him and to give the custody of his minor son Vinayak from petitioner to him.

2] It is submitted by the respondent that this Court has passed order below Exh.5 on 11/02/2021 and thereby gave interim custody of the minor son Vinayak to petitioner. While passing order, the Court has given permission to respondent to meet his son Vinayak twice a day. However, petitioner left the village Ganeshpur and live at Ram nagar, Risod so that his parents would not meet his minor son. In such circumstances, he prayed that the custody of his minor son Vinayak be handed over to him by setting aside the order passed below Exh.5.

3] The petitioner filed say vide Exh.22 to this application and submitted that she never refused to respondent to meet their child. It is submitted that on 04/06/2021 not only along with him his father Arun and mother Laxmi had been to the house and they abused mother of this petitioner and also assaulted the petitioner by slap on her face. Therefore, the brother of petitioner lodged report to PS. Risod. Besides this, the respondent has solemnized second marriage with on Arti D. Tambile R/o Wagjali, Tq. Shengaoon, Dist. Hingoli. Hence, petitioner prayed to reject the application.

4] Heard learned advocates for both sides. Perused the

application, say and entire record. It appears that petitioner has filed the application (Exh.5) and sought interim custody of her minor son Vinayak under section 6 of the Hindu Minority and Guardianship Act and section 25 of Guardian and Wards Act. My learned predecessor passed order on 11/02/2021 below Exh.5 and thereby allowed the application of petitioner and gave interim custody of Vinayak till the decision of main application. Court also directed that the respondent and his parents shall have visiting rights to meet Vinayak twice a day. According to respondent, the petitioner deliberately went to live in Risod so that the respondent would not be able to meet her child. Therefore, respondent want interim custody of his minor son Vinayak to him.

5] In this matter interim custody of child is already granted in favour of petitioner by order dated 11/02/2021 below Exh.5. So also, visiting rights is also given to the respondent and his parents to meet a child twice a day and the interim custody of child given to the petitioner till the decision of main application. It appears that there is no need to change or set aside said order. At the most direction can be given to the petitioner and respondent to co-operate the Court for early disposal of the matter. Hence, I pass the following order.

ORDER

Applications Exh.18 and Exh.21 are rejected.

Date : 01/04/2026

(V.D.Ingle)
District Judge 2, Washim.

CERTIFICATE

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

Name of Stenographer :- R.R.Bharad, Stenographer (Grade-I)
Name of Court :- Smt.VD.Ingle
District Judge-2 and Additional
Sessions Judge, Washim.
Date of Judgment/ Order :- 01/04/2026
Judgment/Order signed by :- 01/04/2026
the Presiding Officer on
Judgment/Order uploaded on :- 02/04/2026