

Mat Suit No. 123 / 2024

Reg. No. 123 / 2024

Order No. 09 dtd. 15.07.2025

Today is fixed for passing order in respect of a petition dtd. 05.05.25 filed by the respondent wife for visitation of her minor daughter. In the instant petition it has been alleged that she was driven out from her matrimonial home on 29.03.24 after merciless physical and mental torture but her minor daughter remained in custody of the petitioner who is now not allowing her to meet with the said girl child. It is further submitted that it is very much painful for her to live life without her daughter and hence she has filed this petition for her visitation with her minor daughter.

The petitioner has duly contested the above petition by filing WO whereby he has denied to have tortured his wife at any point of time. It is further submitted that the respondent is now living in an immoral relationship with another person and hence if she meets with minor daughter it may adversely affect the said girl. Accordingly, the petitioner has prayed for dismissal of this petition.

I have heard both parties at length and have gone through the instant petition and its WO. It is not disputed that the girl child was born to the petitioner and the responded from their wedlock and now she is in the custody of the petitioner. As the respondent is the mother of the said girl and she is not staying with her it is expected that she would like to meet with her girl child. The petitioner has raised objection on the ground that meeting with the mother may adversely affect the girl child but I do not find there is any logic behind such claim. The girl being a minor obviously would not go to meet with her mother alone and such meeting shall always be done in presence of the petitioner or any of his family members. As the petitioner or any person on his behalf shall be present at the time of visitation of the mother with her girl child, I do not think the respondent can any way adversely affect her daughter.

Hence, It is

O R D E R E D

that the instant petition dtd. 05.05.2025 filed by the respondent for visitation of her girl daughter is allowed on contest. The petitioner is directed to produce their daughter for her visitation with the respondent at the Bishnupur court premises on each date that would be fixed for hearing of this suit. Such meeting shall be held in presence of petitioner or any of his family members. Both the parties are also directed to see that no untoward incident takes place during such visitation.

Fix – 05.08.2025 for reconciliation.

D/C by me

Addl. Dist. Judge,
Bishnupur, Bankura .

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Bishnupur, Bankura