

Misc. Judicial Case No. 40 of 2023 (Act - VIII)

Order No. 08, Dated 05.06.2024

Learned lawyers for the contesting parties have filed haziras.

The case record is taken up for passing order.

Perused the materials on record.

Considered.

In course of hearing application filed by the petitioner-father under Section 12 of the Guardians and Wards Act, the child was heard by me in a child-friendly atmosphere. During deliberation with the child, it appeared that her father meets her at her school, gives her chocolates, cakes etc.

From such deliberation, it appears that the child does not carry any adverse mindset in respect of her father. From deliberation with the child, it also appears that the child bears a good relation with both of her parents. So, at this stage, it appears that best interest of the child would not be hampered if the father is allowed to meet his child on a regular basis.

In course of hearing, learned lawyers for the parties submitted that if this Court allows prayer of the petitioner-father to meet his daughter, then 'Teesta Udyan' at Collectorate Avenue, Jalpaiguri should be the place of meeting of the father with his child.

Hence, it is

ORDERED

that the instant application filed by the father under Section 12 of the Guardians and Wards Act praying for permission to meet his daughter on every weekend be and the same is allowed on contest.

The petitioner-father is allowed to meet his child on every Saturday at 'Teesta Udyan' at Collectorate Avenue, Jalpaiguri.

Time of meeting should be fixed by the parties / their learned advocates considering convenience of the child as a matter of paramount consideration.

Fix 19.07.2024 for hearing of the Misc. Case.

Dictated & corrected,

District Judge,
Jalpaiguri

District Judge,
Jalpaiguri