

In the Court of Id. District Judge, South 24-Parganas

**Act VIII Case No.40 of 2018 (R-40)**

Present: Sri R.N.Samanta, District Judge, 24-Pgs.(S)

Mrs. Uma Roy.....Petitioner

Versus

Mr. Pratip Kumar Ghosh .....Opposite Party

Order no.01, dated 12-03-2019

This is an application u/s 7 of the Guardian & Wards Act, 1890 wherein the petitioner has prayed for an order for appointing the petitioner as the guardian and custodian of the minor children namely, Jianna Ghosh and other prayers, as stated therein.

Registered as an Act VIII Case.

Court fees paid is correct.

Requisite put in.

Issue notice on both ways fixing 17.04.2019 for return and order.

Postal receipt to be filed by the date fixed.

Dictated & corrected by me

District Judge

District Judge

Order no.02, dated 26-03-2019

On prayer of the O.P. by a petition the case record is put up today.

The O.P. has filed an application praying for visitation right of the child on the ground as stated in the application.

It appears that the copy of the application has been served upon the petitioner through her Id. lawyer.

Now, the application is taken up for hearing.

Heard Id. lawyer for the O.P.

But, at the time of hearing the application none appears for the petitioner.

It is stated by the O.P. that his minor daughter Jianna Ghosh was born on 28.03.2011. Her birth day is celebrated on 28<sup>th</sup> March in every year. Sanghamitra, the wife of the O.P. is now dead. The O.P's minor daughter is now under the custody of the petitioner Smt. Uma Roy. The O.P. seeks direction upon the petitioner to hand over his minor daughter to him on 28.03.2019 from morning to evening to celebrate her birth day.

(contd.....)

*(contd.....order no.02 dated 26.03.2019 in Act VIII Case 40/2019)*

I have perused the photocopies of some orders passed by the ld. Additional District Judge, 13<sup>th</sup> Court, Alipore.

Having heard ld. lawyer for the petitioner I think that the application filed by the O.P. for visitation right should be allowed, for the overall welfare of the minor child.

Thus, the application is allowed in part ex parte.

No order as to cost.

*The petitioner is directed to hand over the minor daughter of the O.P. to him on 28.03.2019 from 07-00 A.M. to 09-30 P.M. for celebrating her birth day. After celebration of the birth day of the child is over, the O.P. shall hand over the child to the petitioner.*

It appears that the O.P. has prayed for certain other reliefs in the application.

Todate,i.e.**17.04.2019** for further hearing of the application, objection to be filed by the petitioner meanwhile.

Dictated & corrected by me  
Sd/-R.N.Samanta  
District Judge

Sd/-R.N.Samanta  
District Judge