

Act VIII Case No.41 of 2020

Present : Sri Prashant Chowdhary, Addl. Dist. Judge, 9th Court, South 24-Pgs, Alipore.

Order No.27 dated 11.05.2022

Petitioner is present by filing hajira.

O.P is present by filing hajira.

The application dated 07.05.2022 U/s.151 of CPC filed by the petitioner is taken up for hearing and passing order.

Written objection against the application u/s.151 CPC dated 07.05.2022 is filed by the respondent today.

Ld. Advocate for the petitioner submitted that the birthday of the minor child is on 15.05.2022 and the petitioner and his parents being the grand parents of the minor are willing and eager to spend some time with the minor on the occasion of his birthday. Ld. Advocate prayed that the petitioner and his parents be allowed to spend some time on 15.05.2022 with the minor for celebrating his birthday at the residence of the petitioner.

Ld. Advocate for the respondent submitted that the respondent is very much concerned about the health condition of the minor child and the minor child should not be allowed to mix with several persons for celebrating the birthday party keeping in mind the pandemic situation and prayed for rejection of the application of the petitioner for celebrating the birthday party at the house of the petitioner.

Heard the Ld. Advocates of both sides. Heard the petitioner and the respondent in person. Perused. Considered.

At this stage, Ld. Advocates of both the sides agreed that the petitioner and his parents, ie, the father and mother of the petitioner, be allowed to meet with the child on 15.05.2022 (Sunday) for the purpose of celebration of the birthday of the minor at the residential address of the respondent from 11.00 a.m to 1.00 p.m in presence of the Ld. Advocates of both the sides.

Under such circumstances, the application dated 07.05.2022 U/s.151 CPC filed by the petitioner is considered and allowed on consent.

Accordingly, the petitioner and the paternal grand father and the paternal grand mother of the minor are allowed to meet with the minor on 15.05.2022 from 11.00 a.m to 1.00 p.m at the residential address of the respondent for the purpose of the birthday celebration of the minor in presence of the Ld. Advocates of the both the sides.

The respondent is directed to produce the child for the purpose of visitation before the petitioner and the father and mother of the petitioner on 15.05.2022 from 11.00 a.m to 1.00 p.m at her residential address.

To date

The application U/s.151 CPC is hereby disposed of on consent.

D/C by me

Sd/- Prashant Chowdhary
(ADJ)

Sd/- Prashant Chowdhary
Addl. District Judge,
9th Court, South 24-Parganas, Alipore