

Act VIII 41/2020

Order no.47, Dated 27.06.2024

Today is fixed for further hearing and compliance of the direction of this court by the respondent.

Both parties file hazira.

One petition u/s 151 of the C.P. Code is filed by the petitioner praying for change of place for physical visitation on account of the fact of his suffering an accident by which he has been injured in his left ankle which has been plastered and he had been advised bed rest. It is his prayer that the minor child be permitted to meet the petitioner at his own residence till his recovery.

Another petition has been filed by the respondent u/s 151 of the C.P. Code praying for a series of reliefs.

Both parties submitted that they would file written objections against each other's petitions.

The Ld. Counsel for the respondent also mentioned that the respondent has complied with the order of the court and has filed the information regarding the schooling of the child in sealed cover. At this, this court asked whether copy has been supplied to the petitioner to which the Ld. Counsel submitted that if the court orders copy shall definitely be supplied to the petitioner but there is an apprehension from the side of the respondent that the petitioner might create a nuisance in the school. This was strongly countered from the petitioner side. After hearing both parties, I opened the envelope and found that a handwritten information has been given by the respondent about the schooling and extra curricular activities of the child. Perusing through the record I could find that specific direction was given to the respondent vide order no.41 dated 20.12.2023 that the necessary particulars of the child regarding his schooling and his extra curricular activities must be filed before this court with copy to the petitioner. By "necessary particulars", this court definitely did not mean a handwritten note but documents in that respect which the respondent clearly avoided.

The respondent is thus warned not to take the orders of the court so lightly as to compel the court to pass adverse orders against her. The direction has remained not complied after passing the orders for three consecutive dates and only today this handwritten note was submitted. Holding this to be an insufficient and incomplete information, **the respondent is further directed to file all the necessary documents regarding the schooling of the minor child and/or any other activities in which the minor child is involved by the next date positively with copy to the petitioner.**

A father has every right to know about the details of education and activities of his child.

The Ld. Counsel for the petitioner prayed for an interim order of visitation till the petition is heard and disposed of.

Having regard to the facts and circumstances of this case and the type of acrimonious relationship existing between the parties, I feel it feasible not to pass any interim order of physical visitation, that too, at the place of the petitioner prior to hearing of the petition. However, visitation through video conferencing as has been continuing in between the parties shall continue.

Fix **09.08.2024** for hearing of both the petitions filed today, keeping the previous petitions in hold and also for compliance of the direction by the respondent.

D/C by me

Sd/-

Addl. District Judge  
*9<sup>th</sup> Court, Alipore, South 24 Parganas*  
*J.O. Code- WB00810*