

Act VIII Case No.41 of 2020

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

Order No.36 dated 26.04.2023

Hajira filed on behalf of the petitioner.

Hajira filed on behalf of the respondent.

Ld. Advocate for the petitioner verbally submitted that a mediation process is pending before the Hon'ble Court in between the parties and in such a position, the petitioner is not moving the pending applications today as it might have an adverse effect in the medication process.

At this stage, an application U/s.151 of CPC is filed by the petitioner with a prayer to allow the petitioner and his parents to spend some time on 15.05.2023 with the minor in lis for celebrating his birthday at the residence of the petitioner. Copy served.

The application U/s.151 of CP is taken up for hearing and passing order.

Ld. Advocate for the petitioner submitted that the birthday of the minor child is on 15.05.2023 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 15.05.2023 with the minor for celebrating his birthday at the residence of the petitioner.

Ld. Advocate for the respondent proposed by submitting that the petitioner and his father and mother be permitted to visit and meet the child on 15.05.2023 on the occasion of his birthday from 10 a.m to 11 a.m at the residence of the petitioner and to that effect he put an endorsement on the application dated 26.04.2023 U/s.151 CPC filed by the petitioner.

Heard the Ld. Advocates of both sides. Perused. Considered.

At this stage, Ld. Advocate of the petitioner accepted the proposal of the Ld. Advocate of the respondent. Accordingly, the petitioner and his parents, ie, the father and mother of the petitioner, be allowed to meet with the child on 15.05.2023 (Monday) for the purpose of celebration of the birthday of the minor at the residential address of the respondent from 10.00 a.m to 11.00 a.m in presence of the Ld. Advocates of both the sides.

Both the parties are directed to co-operate with each other for the effective compliance of the order.

Under such circumstances, the application dated 26.04.2023 U/s.151 CPC filed by the petitioner is considered and allowed on consent.

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 15.05.2023 from 10.00 a.m to 11.00 a.m at her residential address.

Fix 13.06.2023 for hearing.

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

D/C by me

Sd/- P. Chowdhary
(ADJ)

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