

**HIGH COURT OF CHHATTISGARH, BILASPUR**

Order Sheet,

**FA(MAT) No. 194 of 2023**

Dikesh Kumar Sahu **Versus** Keshav Ram Sahu

|            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
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| 25.01.2024 | <p>Shri Pawan Kesharwani, counsel for the appellant.</p> <p>Shri Hemant Agrawal, counsel for the respondents.</p> <p>This appeal arises out of the judgment and decree dated 23.06.2023 passed by Family Court, Dhamtari, in G &amp; W Act No.2-A/2019 whereby the learned Family Court rejected the application filed by him under Section 10 of Guardian and Wards Act, while depriving him of the visitation rights.</p> <p>Heard on I.A.No.02/2024, which is an application filed by the appellant seeking appropriate direction for visiting rights.</p> <p>Learned counsel for the appellant submitted that the appellant is not allowed to meet his son even till date as the respondents took forceful custody of the child on 24.01.2017, as such, it is prayed by him that he may be allowed to meet his son twice in a week or once in a week, after school hours or during course of school hours, at a designated place or as per direction of this Court.</p> <p>On the other hand, learned counsel for the respondent does not have any objection at this stage, if the appellant is allowed to meet his son Shivam Sahu, who is studying in a school at Kanker, after school hours at garden, temple, hotel or restaurant.</p> <p>Having considered the facts and circumstances of the case and having heard learned counsel for the parties and further taking into account the fact that paramount consideration should be the welfare of the child, it is directed that the appellant is allowed to meet his son, who is studying at Kanker School,</p> |

twice in a week, after school hours, in addition to the direction given by the Family Court in respect of visitation rights. The respondents are directed to provide their phone number to the appellant within a period of two weeks so as to enable him to contact them before he could meet his son. It is also directed that before he could visit son, the appellant shall inform the respondents about the time and place and after receipt of such information from the appellant, the respondents shall make arrangements about the meeting of child to his father so that the appellant could conveniently meet his son.

With the above direction, I.A.No.2/2024 stands disposed of.

Sd/-

**(Goutam Bhaduri)**  
**Judge**

Sd/-

**(Radhakishan Agrawal)**  
**Judge**