



\$~57

* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **CONT.CAS(C) 866/2025**

NEHA@RHEA HIRANANDANI

.....Petitioner

Through: Ms. Bahuli Sharma, Ms. Amrita
Thams, Mr. Pankush Goyal, Advts.

versus

AMIT HIRANANDANI

.....Respondent

Through: None.

CORAM:

HON'BLE MR. JUSTICE ANISH DAYAL

ORDER

% **28.05.2025**

[Hearing has been conducted through Video Conferencing]

CM APPL. 33936/2025 (Exemption)

1. Exemption is allowed, subject to all just exceptions.
2. Application stands disposed of.

CONT.CAS(C) 866/2025

1. This petition has been filed alleging wilful disobedience of orders passed on 23rd April 2025, 26th July 2022 and 24th June 2022 passed in **MC No.550/2021**.
2. Effectively, the issue of the petitioner is relating to the visitation rights which were granted to the petitioner/wife to meet the minor son on the first and third Saturday of every month between 11:00 A.M. and 01:30 P.M.
3. Counsel for petitioner points out that there have been various occasions since 2023, when visitation has not been accomplished because of various little grievances, which are tabulated in the table extracted as under:



<u>S. No.</u>	<u>DATE & TIME</u>	<u>PARTICULARS</u>
1.	14.07.2023, 06:53 PM	<u>Respondent:</u> due to water-flooding near Tis Hazari Court.
2.	15.09.2023, 07:09 PM	<u>Respondent:</u> due to Rivaan's exams starting from 18.09.2023 to 29.09.2023. Classes scheduled 11:00 AM onwards from 16.09.2023. Offered to reschedule visitation on 30.09.2023.
3.	06.10.2023, 04:45 PM	<u>Respondent:</u> Rivaan's school trip from 07.10.2023 to 09.10.2023.
4.	12.10.2023, 02:23 PM	<u>Respondent:</u> rescheduled visitation on 14.10.2023 in lieu of 07.10.2023. Will reach THC at 2:00 PM as there was a PTM.
5.	05.04.2025, 09:08 PM	<u>Respondent:</u> School was holding an orientation for new academic session at 11:00 AM. Will come for visitation on 13.04.2024.

<u>S. No.</u>	<u>DATE & TIME</u>	<u>PARTICULARS</u>
6.	25.07.2024, 7:49 PM	<u>Respondent:</u> Rivaan was down with Viral Fever.
7.	07.09.2024, 1:23 PM	<u>Respondent:</u> Rivaan was unwell. He missed school during that week as well. Suffered from fever and loose motions and his exams are starting from Wednesday. He stated that he will plan for Friday / Saturday.
8.	20.09.2024, 2:29 PM	<u>Respondent:</u> Rivaan had 3 exams starting Monday 23rd till Friday 27th. Cancelled as he was busy preparing for exams. Suggested to make a plan on Friday 27 th or Saturday 28 th .
9.	25.10.2024, 12:39 PM	<u>Respondent:</u> Rivaan was going for a movie with his friends after tuition on 26.10.2024. 4 PM, DLF Promenade, Vasant Kunj. Rivaan would be free by 6:30 or 7 PM. Informed Applicant to plan accordingly and meet Rivaan at the mall after the movie.

This is a digitally signed order.

The authenticity of the order can be re-verified from Delhi High Court Order Portal by scanning the QR code shown above.

The Order is downloaded from the DHC Server on 01/07/2025 at 01:44:08



10	27.11.2024, 12:39 PM	<u>Respondent:</u> Rivaan had a MUN from Friday to Sunday and was not available. Suggested meeting on the following Monday or Tuesday.
----	----------------------	--

<u>S. No.</u>	<u>DATE & TIME</u>	<u>PARTICULARS</u>
11	27.11.2024, 12:39 PM	<u>Respondent:</u> Rivaan will be going for MUN on Friday, Saturday and Sunday, and will not be available. He can meet on the following Monday or Tuesday instead. Will update according to his classes and schedule.
12	18.01.2025, 3:51 PM	Rivaan will get free from tuition by 6 and they will reach Starbucks South-Extension at 6.
13	18.01.2025, 4:42 PM	Respondent would update about visitation on Monday or Tuesday. Neha requested to fix a day.
14	18.01.2025, 4:45 PM	Respondent stated that Monday after tuition would be preferred.
15	20.01.2025, 1:25 PM	<u>Respondent:</u> had the flu. Requested for 21.01.2025 or coming weekend. Respondent messaged saying "ok sure no problem"
16	15.02.2025, 7:06 PM	<u>Respondent:</u> Rivaan's Final Term Exams for Class 9 were commencing from 17th Feb till 12th March. Won't be able to attend visitations until then. Will resume the visitations from 15th March (Saturday) and also cover the

<u>S. No.</u>	<u>DATE & TIME</u>	<u>PARTICULARS</u>
		missed visitations during this period.
17	15.02.2025, 11:26 PM	Applicant inquired if visitations would resume outside court premises as preferred by Rivaan or inside court premises? She did not receive any response and did not meet Rivaan.
18	14.03.2025, 1:51 PM	Applicant asked for confirmation for 15.03.2025. She suggested meeting outside, i.e., South Ex Starbucks.



19	14.03.2025, 7:52 PM	Respondent refused this request. He stated that Rivaan does not want to meet outside and that they will come to Tiz Hazari per schedule.
20	15.03.2025, 9:10 AM & 10:00 AM	<u>Respondent:</u> Applicant asked the ETA for visitation. No response received. At 10:00 AM reached court and realised that Court is shut. Requested scheduling for next Saturday.
21	21.03.2025, 5:32 PM	<u>Respondent:</u> Applicant sought confirmation for visitation on 22.03.2025 and received response.

<u>S. No.</u>	<u>DATE & TIME</u>	<u>PARTICULARS</u>
22	10.04.2025, 9:35 AM	<u>Respondent:</u> Applicant sought confirmation for Saturday. But no response received.
23	12.04.2025, 9:50 AM	<u>Respondent:</u> Applicant sought confirmation about visitation. Didn't hear back in 2 days. Stated that last time Rivaan seemed upset and was unable to express himself and didn't look well. She also expressed her concern about the Rivaan. No response received.
24	26.04.2025	<u>Respondent:</u> arrived with the child after 12:30 PM, more than 1.5 hours late, and thereafter refused to enable a health interaction between the Petitioner-mother and the child by stubbornly remaining in the room, despite multiple requests by the Petitioner to give them some space & isolation, as per the order of the Ld. Mahila Court.
25	03.05.2025	<u>Respondent:</u> took away the child away from the visitation room for long stretches of time on various pretexts, and then excluding the Petitioner-mother, took away the



<u>S. No.</u>	<u>DATE & TIME</u>	<u>PARTICULARS</u>
		child for lunch alone, before the end of the time for visitation
26	17.05.2025	Respondent, unilaterally cancelled the visitation-meeting.

4. Either the respondent has been delayed frustrating the purpose of the Court's direction, as also disregarded the directions that the respondent would give space and isolation during visitation to petitioner.
5. The minor child is a special needs child and has to undergo therapy and medication and require a suitable, stable, and healthy environment.
6. Petitioner's contention is that the visitations are, therefore, necessary to be regular and stabilized in order that the child's sensitivities are not adversely affected and accordingly are taken care of.
7. Accordingly, issue Notice to respondent, returnable on 14th August 2025, on steps being taken by the petitioner through all permissible modes including E-mail, etc.
8. In the meantime, the respondent is directed to ensure that compliance is made of the orders passed as noted above, regarding the visitation on the first and third Saturday of every month between 11:00 A.M. and 01:30 P.M.
9. Returnable on 14th August 2025.
10. Order be uploaded on the website of this Court.

ANISH DAYAL, J

MAY 28, 2025/ak/bp