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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**
+ **CONT.CAS(C) 1093/2024, CM APPL. 40255/2024 (Interim Relief)**

SH SARVESH ANAND

.....Petitioner

Through: Dr. Amit George, Mr. Keshav Sehgal, Mr. Aman Singh Bakshi, Mr. Divjot Singh Bhatia, Mr. Shreesh Chadha and Ms. Rupam Jha, Advs.
Petitioner in person

versus

GAURI MUNJAL

.....Respondent

Through: Ms. Geeta Luthra, Sr. Adv. with Ms. Arpita Rai, Mr. Akhil Ranganathan S. and Mr. Rishabh Dahiya, Advs.
Respondent appeared through VC

CORAM:

HON'BLE MR. JUSTICE DHARMESH SHARMA

ORDER

25.07.2024

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1. This hearing is being conducted through hybrid mode.
2. This matter was initially taken up in the morning session and after short submissions advanced by learned counsels for the parties and the parties being present through VC, in order to do fair to both the parties, this Court directed to have an interaction with the child, namely Hridhan. However, the respondent/mother apprised the Court that he had gone over to his friend's house as the schools are closed on account of summer vacations. Thus, the matter was ordered to be listed today again at 4.15 PM.



3. At 4.15 PM, Master Hridhan joined through VC. On being asked, he replied that his mother was also in the room. He was asked to request his mother to go out of the room, so that he could freely interact with this Court.

4. Having introduced myself, I asked the child certain information about his schooling, friends and hobbies. On being asked as to how he plans and foresees meeting with his father, he replied that he does not wish to meet with his father as he always talks ill of his mother. After some dialogue with the child, he also acknowledged that at times even his mother has spoken ill of his father.

5. Be that as it may, the child was impressed upon to apply his own mind, stay detached from the differences between his parents and instead attempt to get positive inputs from both of them so as to attain a better orientation about his life including his education, sports and other extra-curricular activities. The Court impressed upon the child that the involvement of both parents is necessary for his all-round personality development; that he should not shut the door on his father and instead he should make efforts to meet him on a regular basis.

6. This Court has also advised the child to draw boundaries forbidding his father from discussing his mother or to say or do anything that spoils his mood. It was informed by the child that he is planning to go to Russia on vacation, which summer holidays are till 01.09.2024. The Court persuaded him to meet with his father and spend some quality time with him by indulging into sports, reading and other extracurricular activities, as may please him.

7. The child was then asked to leave the VC and his mother/respondent joined the proceedings. Having heard the parties in person who are present in the Court, it does appear to the Court that



since the petitioner has not been in contact with the child for about 3 to 4 years, since the separation of the parties sometime in 2018, he is probably baffled and not able to comprehend the role of his father in his life. At the same, the possibility that the child has been tutored cannot be ruled out. However, the meeting rights have to go on for some time longer, as that would be in the best interest of the child. The petitioner, being the biological father, has every right to meet the child but within bounds.

8. At present, the respondent/mother is willing to consider that the petitioner may come to Dubai from 20.08.2024 to 25.08.2024 and have unsupervised meetings with the child. Both the parties are also counselled to ensure that the meetings are arranged and executed in such a manner that they have a positive impact on the mind of the child.

9. In view of the aforesaid discussion, let the respondent/mother file a reply to this petition and also respond to the observations made by this Court in paragraph (9) of the order dated 19.07.2024. It is provided that the petitioner/father shall be afforded unsupervised interaction with the child from 20.08.2024 to 25.08.2024 at Dubai, in terms of the previous directions passed by learned Principal Judge, Family Court dated 17.03.2021 as modified *vide* order dated 04.09.2023 and lastly on 08.05.2024.

10. Renotify for further proceedings on 03.10.2024.

DHARMESH SHARMA, J.

JULY 25, 2024/VLD