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IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 8700 OF 2024

Ketaki Viraj Taware

.....Petitioner

Vs.

Viraj Bhaskar Taware

.....Respondent

Mr. Abhijit Sarwate a/w Mr. Rahul Pardeshi for the petitioner
Mr. Ajinkya Udane a/w Mr. Vinayak Pandit a/w Mr. Maitreyee Garade,
Ms. Sharmila Vasavi for respondent

CORAM : GAURI GODSE, J.

DATE : 7th AUGUST 2024

ORDER:

1. Learned counsels for the parties submit that the parties are agreeable to explore the possibility of an amicable settlement. Learned counsel for the petitioner makes a grievance that though the petition for interim maintenance is filed alongwith main petition, the same is not yet decided. He further submits that respondent on his own is not paying any maintenance and hence, the petitioner is dependent on her parents for her own maintenance as well as maintenance of the child.

2. Learned counsel for the respondent submits that he will take

instructions whether the respondent would be agreeable to start paying certain ad-hoc amount for the child's maintenance.

3. Learned counsel for the petitioner on instructions of the petitioner who is present in the Court submits that since the child has always stayed alongwith the petitioner and considering the age of the child, let the child first start meeting the father in the presence of the petitioner-mother, at some neutral place. Learned counsel for the petitioner further suggest that let the respondent meet the child in some mall for few hours of this weekend in the presence of the petitioner.

4. Learned counsel for the respondent submits that the respondent would be agreeable for such an interim arrangement.

5. Considering the nature of the dispute between the parties and the age of the minor child, I am of the opinion that the order of access needs to be implemented gradually so that the child is given time to be comfortable in the company of respondent-father.

6. Learned counsels for the parties submit that they shall take instructions from their respective clients regarding exploring the terms of an amicable settlement.

7. In the meantime, respondent is permitted to meet the child on

this Saturday i.e. 10th August 2024 at Pavilion Mall, S. B. Road, Pune from 4.00 p.m. to 7.00 p.m.

8. It is clarified that even the petitioner shall remain present during the time of access, however, the petitioner shall make efforts to see that the child is comfortable with the respondent and the respondent is able to spend independent time with the child. It is further clarified that the respondent would also make attempts to see that the child as well as the petitioner is comfortable during the time of availing access. Under no circumstances the child will be taken out from the mall premises during the time of access. The petitioner would be entitled to take back the child in her custody at 7.00 p.m.

9. List the petition on 14th August 2024 for recording compliance. To be listed under the caption for "Directions".

10. Learned counsel for respondent is at liberty to file affidavit-in-reply.

11. In the meantime, the impugned order shall remain stayed, till the next date.

[GAURI GODSE, J.]