

Cr.MMO No. 195 of 2020

26.6.2020 **Present:** Mr.Karan Singh Kanwar, Advocate, for the petitioner through Video Conferencing.

Cr.MMO No. 195 of 2020

Notice returnable on **19th August, 2020**, on taking steps within two days be issued to the respondent.

Cr.M.P No. 836 of 2020

Notice in the aforesaid terms.

It is submitted by learned counsel for the petitioner that child is residing with petitioner (his father) since beginning and respondent (mother of child) has left the matrimonial house in the year 2018 and thereafter also the child has continued to live with his father (petitioner) and is studying at St. Marry's Convent Senior Secondary School, Vikas Nagar, Dehradun whereas respondent (mother of child) is residing in Sangrah, a remote area of District Sirmour particularly in comparison to Dehradun. He further submits that in these circumstances, it would hamper the growth and development of child, in case the impugned orders are implemented at this stage.

Considering submissions made, I find that a case for ad-interim order is made out in favour of petitioner. Therefore, execution and operation of impugned judgment dated 2.3.2020 passed by learned Additional Sessions Judge, Sirmour, District at Nahan H.P. in Criminal Appeal No. 18-N/10 of 2020 and orders dated 27.1.2020 and 7.12.2019, passed by learned Judicial Magistrate, 1st Class, Sirmour in Cr. MA No. 2/4 of 2019 in main

petition No. 48 of 2019 and in main petition No. 48 of 2019 are stayed till next date of hearing.

Cr.M.P. No. 837 of 2020

Allowed at this stage, subject to filing of duly signed and attested pleadings, as required under law, within four weeks.
The application stands disposed of.

**(Vivek Singh Thakur),
Judge**

26th June, 2020
(Keshav)