

  
**HIGH COURT OF JUDICATURE FOR RAJASTHAN AT  
JODHPUR**

S.B. Civil Writ Petition No. 7352/2025

Basanti W/o Late Vinod Kumar, Aged About 33 Years, At Present  
Lecturer, Government Higher Secondary School, Rajasar @  
Karnisar, Tehsil Loonkaransar, District Bikaner.

----Petitioner

Versus

1. Ramkumar Sharma S/o Ramchandra Sharma, Aged About 71 Years, Ward No. 35, Anoopgarh, Tehsil Anoopgarh, Sriganganagar.
2. Shanti Devi W/o Ramkumar Sharma, Aged About 70 Years, Ward No. 25, Anoopgarh, Tehsil Anoopgarh, Sriganganagar.
3. Kanchan W/o Shawan Kumar, Ward No. 35, Anoopgarh, Tehsil Anoopgarh, Sriganganagar.
4. Shrawan Kumar W/o Hiralal, Ward No. 25, Anoopgarh, Tehsil Anoopgarh, Sriganganagar.

----Respondents

Connected With

S.B. Civil Writ Petition No. 252/2025

1. Ram Kumar Sharma S/o Shri Late Shri Ram Chander, Aged About 68 Years, Resident Of Ward No. 35, Anupgarh (Raj.).
2. Smt. Shanti Devi W/o Ram Kumar Sharma, Aged About 61 Years, Resident Of Ward No. 35, Anupgarh (Raj.).

----Petitioners

Versus

Basanti S/o Late Shri Vinod Sharma, Presently Working On The  
Post Of School Lecturer At Government Senior Secondary  
School, Rajasar @ Karnisar, Tehsil Lunkaransar, District Bikaner  
(Raj.).

----Respondent

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|-------------------|---|------------------------------------------|
| For Petitioner(s) | : | Mr. Falgun Buch                          |
| For Respondent(s) | : | Mr. Himmat Jagga with<br>Ms. Tania Chugh |

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**HON'BLE MR. JUSTICE MUKESH RAJPUROHIT**

**Order**

**05/05/2026**

1. These writ petitions under Article 226/227 of the Constitution of India have been preferred, in sum and substance, with the following prayers and for the sake of convenience, the prayer

clause is being reproduced from S.B. Civil Writ Petition No.7352/2025.

*"It is, therefore, most respectfully prayed that this Hon'ble Court may kindly be pleased to allow this writ petition and by issuance of a writ or order or direction:-*

*i. The Impugned order dated 17.12.2024(Annex-.4.), passed by the learned Additional District Judge No.2, Anoopgarh, District Sri Ganganagar in Civil Misc. Case No. 06/2024 (C.I.S. No.17/2024), titled as Basanti v. Ramkumar and Ors.may kindly be quashed and set-aside;*

*ii. The application filed by the petitioner under Section 12 of Guardian and Wards Act, 1890 may kindly be allowed in toto;*

*iii. Any other appropriate relief which this Hon'ble Court deems just & necessary in the facts and circumstances of the present case may kindly be granted in favour of the petitioner;*

*iv. Cost of the writ petition may kindly be ordered to be awarded to the petitioner."*

Learned counsel for the petitioner submits that the petitioner-mother (Basanti) preferred applications under Sections 25 and 12 of the Guardians and Wards Act, 1890, seeking interim custody of the minor child. It is further submitted that the learned trial Court, while deciding the application under Section 12 of the Act, permitted the petitioner to meet her son every Sunday from 10:00 AM to 05:00 PM. However, according to the petitioner, the said order was not complied with by the respondents, which necessitated filing of the present writ petition.

Learned counsel further submits that a Coordinate Bench of this Court, vide order dated 29.01.2026, passed an ad interim order directing that the petitioner be allowed to meet her minor child and that the respondents shall cooperate in facilitating such visitation. It is prayed that while maintaining the said interim arrangement, the learned trial Court be directed to decide the

application filed by the petitioner under Section 25 of the Act expeditiously.

Per contra, learned counsel for the respondents submits that after passing of the ad interim order dated 29.01.2026, the respondents are complying with the same and are not obstructing the petitioner from meeting the minor child.

Heard learned counsel for the parties and perused the material available on record.

In view of the facts and circumstances of the case, the interim order dated 29.01.2026 passed by this Court is confirmed and shall continue to operate till decision of application under Section 25 of the Guardians and Wards Act, 1890. The respondents are directed to comply with the said order in letter and spirit and ensure that the petitioner-mother is allowed to meet the minor child in terms thereof.

The learned trial Court shall decide the application filed by the petitioner-mother under Section 25 of the Guardians and Wards Act, 1890, as expeditiously as possible, preferably within a period of six months from the date of receipt of a certified copy of this order.

With the aforesaid observations and directions, both the writ petitions stand disposed of.

Stay applications and all pending applications, if any, also stand disposed of.

**(MUKESH RAJPUROHIT),J**