

ITEM NO.3B(MM)

COURT NO.3

SECTION XIA

S U P R E M E

C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

IA NO. 5 in  
Petition(s) for Special Leave to Appeal (Civil) No(s).20276/2011  
(From the judgment and order dated 05/07/2011 in MA No.265/2010  
of The HIGH COURT OF KERALA AT ERNAKULAM)

SMITHA MATHEW & ORS.

Petitioner(s)

VERSUS

PRASOON KURUVILA

Respondent(s)

(For permission to have interim custody of the minor child)

Date: 13/04/2012

This Application was called on for  
mentioning today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN  
HON'BLE MR. JUSTICE ANIL R. DAVE

For Petitioner(s)

Mr. Mohit Abraham, Adv.  
Mr. Shantanu Jindal, Adv.  
For M/S Mitter & Mitter Co., Adv.

For Respondent(s)

Mr. Mathai M. Paikeday, Sr. Adv.  
Mr. Shishir Pinaki, Adv.  
Mr. Sanjay Jain, Adv.

UPON hearing counsel the Court made the following  
O R D E R

Taken on board.

Issue notice.

Mr. Mohit Abraham accepts notice on behalf of

the petitioner/non-applicant.

IA NO. 5 in SLP(C) No. 20276/2011

Mr. Abraham states that the petitioner-mother  
has no objection to hand over the custody of the  
child to applicant-father from 1st May, 2012 to

31st May, 2012.

We feel that the offer is very

fair.

Consequently, we direct that the custody of the child shall be handed over by the mother to the applicant-husband at the local counsel's chamber at Pathanamthitta on 1st May, 2012 at 10:00 A.M. The custody of the child shall be delivered back to the petitioner-mother by the applicant-husband on 31st May, 2012 at 4:00 P.M. at the same place.

During the said period, the mother and the child shall be free to speak to each other over telephone, mobile or by any other mode of communication. The application stands disposed of accordingly.

[KALYANI GUPTA]  
COURT MASTER

[KUSUM GULATI]  
COURT MASTER