

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

CONTEMPT PETITION (C) NO. 223 OF 2012 IN SLP(C) 18761/2011

SONI GERRY Petitioner(s)

VERSUS

GERRY DOUGLAS Respondent(s)

(With office report)

Date: 30/11/2012 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. DATTU

HON'BLE MR. JUSTICE CHANDRAMAULI KR. PRASAD

For Petitioner(s) Mr.Haris Beeran, Adv.
Ms.Mukta Chaudhary, Adv.
For Mr. Ramesh Babu M.R.,Adv.For Respondent(s) Mr.Mahesh Tewari, Adv.
Mr.Bishnu Tiwari, Adv.
For Dr. Kailash Chand,Adv.UPON hearing counsel the Court made the following
O R D E R

The matter is treated as part-heard.

Pursuant to the directions issued by this court, Mr.Gerry Douglas - respondent herein, who is presently working as Logistic Officer in Kuwait, has filed an affidavit. The relevant portion of the affidavit reads as under :

"That I am undertaking to handover the children to the petitioner after completing their 9th standard and 2nd standard, if this Hon'ble Court passes an order and direction in that aspect."

: 2 :

In our opinion, it is not necessary to extract the other paragraphs in the affidavit for the present.

In our view, considering the interest of the education of the children of the parties, they should be permitted to complete their 9th standard and 2nd standard courses, which they are presently prosecuting in Kuwait. In the light of the aforementioned observation, we now direct the petitioner herein to handover the children, namely, Ms.Sonam Gerry, daughter (aged 14 years) and Master Piyush Gerry, son (aged 7 years) to the respondent by 6.00 p.m. in the evening. In this regard, the respondent is directed to collect the children from the petitioner from 210, New Lawyers' Chamber, Supreme Court Complex.

On 8th April, 2013, the respondent before this court shall hand over the children to the petitioner by bringing them from Kuwait. In this duration, we will also permit the petitioner to talk to the children whenever she deems fit and proper and the respondent will facilitate such talk either before 8 a.m. or after 3.00 p.m.

Call the matter on 8th April, 2013 at 10.30 a.m.

(G.V.Ramana)
Court Master

(Vinod Kulvi)
Court Master