

Judge Family Court
पश्चिम पूर्व जिला
South-East District
साथल, दिल्ली
Sahel, Delhi

VC hearing held on Webex Meet.

Present :

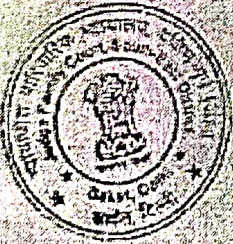
By way of this application, the applicant/petitioner seeks interim custody of the child for [redacted] i.e. in lieu of the birthday of the child on [redacted] and two more days i.e. [redacted] during winter vacation.

Ld. Counsel for the applicant/petitioner submits that this court vide order dated [redacted] has allowed the visitation to the applicant/petitioner for specific days. Ld. Counsel further submits that the applicant seeks the visitation as per the schedule which was allowed for the year 2019. Ld. Counsel also submits that on [redacted] though the visitation allowed for specific hours during the day but this year due to various problems like Covid-19 and Farmer's Protest, the visitation sought from [redacted]

Reply filed. Ld. Counsel for the non-applicant/respondent submits that interim custody of the child can not be granted due to Covid-19 pandemic situation and also on the ground that there are no winter vacations declared for schools.

Heard.

It is seen from the record that this court vide order dated [redacted] has specifically allowed the visitation on some special occasions



Jud
South-East District
Saket, Delhi

like birthday of the child and other important family members also during summer and winter vacations apart from certain holidays/festivals. I do not see any prejudice is being caused if the visitation is allowed for the same occasions during this year as well. Objection of the Ld. Counsel for the respondent that winter vacation is not declared for schools does not hold water as schools are not opened yet and online classes can be attended by the child from anywhere.

In view of certain situations like pandemic and farmer's protest at Delhi border there is no point in bringing back the child on [redacted] evening and again collecting on [redacted] for two days. Considering all the facts and circumstances, the interim custody of the child is granted to the petitioner/applicant from [redacted] at 02:00 p.m. to [redacted] 06:00 p.m. It is ordered that while taking the custody of the child, the grandmother of the child shall accompanied the father to pick up the child from the residence of the respondent on [redacted] at 02:00 p.m. and, thereafter, drop the child at the residence of the respondent on [redacted] by 07:00 p.m.

Accordingly, application is allowed.

Copy of order be sent to both the parties by way of e-mail and copy be also given dasti to both the parties.

Put up on [redacted] i.e. date already fixed.



JUDGE FAMILY COURT