

Deepak T R vs Ashma

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Court : Kerala

Decided On : Jun-30-2022

Judge : Honourable Mr. Justice a.Muhammed Mustaque,Honourable Mrs. Justice Sophy Thomas

Appeal No. : OP (FC)/304/2022

Appellant : Deepak T R

Respondent : ASHMA

Judgement :

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT THE HONOURABLE MR. JUSTICE A.MUHAMMED MUSTAQUE & THE HONOURABLE MRS. JUSTICE SOPHY THOMAS
THURSDAY, THE 30TH DAY OF JUNE 2022 / 9TH ASHADHA, 1944
AGAINST THE ORDER/JUDGMENT IN OPGW 1536/2021 OF FAMILY COURT, ATTINGAL

PETITIONERS: 1 DEEPAK T R, AGED 37 YEARS, SON OF RAJAMANI, NJARAKKATTUPARAMBIL HOUSE, CHUTTUPADUKARA P O, EDAPPALLY NORTH VILLAGE, EDAPPALLY DESOM, ERNAKULAM-682 024. REPRESENTED BY HIS POWER OF ATTORNEY HOLDER RAJAMANI, AGED 68 YEARS,

NJARAKKATTUPARAMBIL HOUSE, CHUTTUPADUKARA P O,
EDAPPALLY NORTH VILLAGE, EDAPPALLY DESOM, ERNAKULAM-
682024., PIN - 682 024 2 AKSHITHA DEEPAK, AGED 7 YEARS
REPRESENTED BY HER GUARDIAN AND FATHER DEEPAK T R,
NJARAKKATTUPARAMBIL HOUSE, CHUTTUPADUKARA P O,
EDAPPALLY NORTH VILLAGE, EDAPPALLY DESOM, ERNAKULAM-
682 024. BY ADVS. V.JOHN MANI JACKSON JOHNY VARGHESE
SABU SETHULAKSHMI K.K. DIANA LAURANCE PAUL RESPONDENT:
ASHMA, AGED 34 YEARS, ROHINI HOUSE, MAITHANAM, VARKALA
P O, VARAKALA DESOM AND VILLAGE, VARKALA TALUK,
THIRUVANANTHAPURAM, PIN - 695 141

BY ADVS. Krishna Mani B. ..2.. SAABIR F. HAQ(K/1655/1999)
N.V.SANDHYA(K/438/2002) DHANUJA M.S(K/001519/2018) THIS OP (FAMILY
COURT) HAVING BEEN FINALLY HEARD ON 30.06.2022, THE COURT ON
THE SAME DAY DELIVERED THE FOLLOWING: ..3..

J U D G M E N T

A. Muhamed Mustaque, J The petitioner is the father of the minor child namely, Akshita Deepak. The petitioner is the petitioner before the Family Court, Attingal in O.P (G&W) No.1536 of

2021. The above original petition was filed to appoint

him as a guardian of the minor daughter namely, Akshita Deepak. The respondent is the mother. Presently the minor daughter is with the respondent. The petitioner is currently employed in Zambia. He approached the Family Court to allow him to communicate the child through whatsapp. He also filed an early hearing petition. On account of the non consideration of these applications, the petitioner approached this Court.

2. Notice was served on the respondents.

3. The respondent-mother submits that she has no objection in allowing the petitioner-father to contact the child through whatsapp. The said submission is

recorded.

4. In such view of the matter, we allow the

..4.. petitioner-father to contact the child on every Monday, Wednesday, Friday and Sunday through WhatsApp between 7 pm to 7.30 pm (Indian Standard Time). This original petition is disposed of as above. Sd/- A.MUHAMED MUSTAQUE JUDGE Sd/- SOPHY THOMAS JUDGE PR ..5.. APPENDIX OF OP (FC) 304/2022 PETITIONER EXHIBITS Exhibit P 1 A TRUE COPY OF THE PETITION FILED BY THE 1ST PETITIONER AS OP (G&W) NO.1536 OF 2021 BEFORE THE FAMILY COURT, ATTINGAL Exhibit P 2 A TRUE COPY OF THE IA NO.1 OF 2021 IN OP (G&W) NO.1536 OF 2021 BEFORE THE FAMILY COURT, ATTINGAL Exhibit P 3 A TRUE COPY OF THE IA NO.01 OF 2022 IN OP (G&W) NO.1536 OF 2021 BEFORE THE FAMILY COURT, ATTINGAL Exhibit P 4 A TRUE COPY OF THE POWER OF ATTORNEY EXECUTED BETWEEN DEEPAK T R AND RAJAMANI

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