

ITEM NO.67

COURT NO.2

SECTION IV-A

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

IA 145265/2022 in
 Petition(s) for Special Leave to Appeal (C) No(s).24184/2017

(Arising out of impugned final judgment and order dated 29-05-2017 in WPHC No. 164/2016 passed by the High Court of Karnataka at Bengaluru)

SHRIRAM SANKARAN

Petitioner(s)

VERSUS

THE INSPECTOR OF POLICE & ORS.

Respondent(s)

(WITH IA No. 145265/2022 - APPROPRIATE ORDERS/DIRECTIONS)

Date : 17-10-2022 This application was called on for hearing today.

CORAM :

HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
 HON'BLE MS. JUSTICE HIMA KOHLI

For Petitioner(s) Mr. M. Shoeb Alam, Adv.
 Mr. A. Karthik, AOR
 Mr. Arsh Khan, Adv.
 Ms. Smrithi Suresh, Adv.
 Ms. Sreepriya K., Adv.

For Respondent(s) Ms. Asha Gopalan Nair, AOR
 Mr. Abhishek Kumar Pandey, Adv.
 Ms. Surabhi Singh, Adv.
 Ms. Nivedita Nair, Adv.

Mr. V.N.Raghupathy, AOR
 Mr. Md. Apzal Ansari, Advocate

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

IA 145265/2022

- 1 Having heard Mr M Shoeb Alam, counsel appearing on behalf of the applicant – father and Ms Asha Gopalan Nair, counsel appearing on behalf of the respondent

- mother, we pass the following order granting access to the applicant to the child for a period of three weeks during the tenure of his visit to India:

- (i) The applicant shall be entitled to access to the child on three consecutive weekends in Bangalore, as set out below;
- (ii) On the first weekend of access, the child shall be taken by the applicant from the residence of the mother at 9 am and returned to the mother by 7 pm on Saturday and Sunday;
- (iii) On the subsequent two weekends, the child, for the purpose of access, shall be received from the residence of the mother at 9 am and shall be returned to the residence of the mother at 7 pm on Sunday;
- (iv) The applicant, as stated before the Court, while taking access, shall be accompanied by the parental grand parents of the child, who shall accompany the applicant to Bangalore;
- (v) The applicant shall before seeking access deposit his passport with the Registrar of Section IV-A, Supreme Court. The passport shall be returned to the applicant after the period of access is over and prior to the departure of the applicant to the US. While seeking the return of the passport, the applicant shall tender a written undertaking to this Court stating that the child has been returned to the mother;
- (vi) The respondent - mother would be permitted to have a video chat with the child once each day during the period when access has been granted to the father; and
- (vii) The applicant shall, in advance, provide to the respondent - mother:

- (a) The address of the resort where the child would be with the father and the grand parents during the period of access; and
- (b) The contact cell number of the father and any or both the grand parents who have a cell phone.

2 The IA is accordingly disposed of.

(SANJAY KUMAR-I)
DEPUTY REGISTRAR

(SAROJ KUMARI GAUR)
ASSISTANT REGISTRAR