



**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

**CR-3643-2025**

Date of Decision: **23.06.2025**

Gurbani

...Petitioner

Versus

Harinder Singh Garcha

...Respondent

**CORAM: HON'BLE MR. JUSTICE SANJAY VASHISTH**

**Present:** Mr. Birinder Pal, Advocate, for the petitioner.

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**SANJAY VASHISTH, J. (ORAL)**

1. The instant petition has been filed under Article 227 of the Constitution of India for setting aside the order dated 31.05.2025 (Annexure P-4) passed by the Ld. Additional Principal Judge, Family Court, SAS Nagar, whereby interim custody of the children was granted to the respondent-husband from 23.06.2025 to 28.06.2025.

2. Learned counsel for the petitioner-wife submits that as per legal mandate welfare of the child is paramount in all custody matters and the respondent-husband never bothered about the welfare of the children and the petitioner-wife, who with able assistance of her parents is upbringing the minor children. He further submits that the impugned order has been passed against the wishes of the children, who have consistently expressed their unwillingness to go to Jaipur or stay with the respondent. He refers to letters dated 30.05.2025 (Annexure P-5) handwritten letters by children clearly voicing about their discomfort and opposition to the said custody arrangement.

3. After hearing the learned counsel for the petitioner, this Court does not find any substantial reason to disturb the findings recorded by the Ld. Family Court by which custody has been ordered to be handed over to the respondent-father for a very short period.

4. Accordingly, the present petition is hereby dismissed.

**(SANJAY VASHISTH)  
JUDGE**

**23.06.2025**

*Parveen kumar*

Whether speaking/reasoned :Yes/No  
Whether reportable :Yes/No