



MEN
WELFARE
TRUST
(Regd.)



SAVE FAMILY
FOUNDATION
(Regd.)

www.saveindianfamily.in

[SIF One: Helpline for Men](tel:8882498498)

8882 498 498

PRESS NOTE

Petitioned by Men's Rights Activist, Hon'ble Supreme Court **comes to Rescue of Alienated Children.**

Save Family Foundation (SFF) & Men Welfare Trust (MWT), both registered NGOs, have been witnessing a huge surge on the issues specifically related to child visitation during Corona Lockdown. Many of fathers, across India, have fought vigorously to get visitation orders to meet their children, amidst matrimonial disputes, from the respective Family Courts or Trial Courts. In many cases, our NGOs have come across the ordeals of fathers, who even after winning, are at the losing end, as the custodial mothers are misusing the Corona Lockdown to create a Chinawall between Father and Child. Such Custodial Mothers have completely ignored the welfare of child and the rights of a child to meet their father. Since the existing visitation orders are not explicitly mentioning about the provision of Electronic Visitation (over Video Conferencing etc), many Custodial Litigating mothers are misusing this gap to their advantage. This has left many fathers helpless during these critical times and has created huge pressure on non-custodial fathers, about the health and safety of their children.

Seeing this huge issue for the very upbringing, rights of Children and respecting the intention of the courts, which granted visitation rights to father, a member of Men Welfare Trust (MWT) & Save Family Foundation (MWT), Dr. Tanuj Dhawan, took up the task of knocking the doors of justice at the highest level and filed an online Petition in the Hon'ble Supreme Court.

While hearing and deciding the said petition by MWT, SFF member, the **Hon'ble Supreme Court (Three Judge Bench) has recommended that Electronic Contact instead of Physical visits can be substituted**, keeping in view of the rights of the Child, non-Custodial parent and giving respect to the Intent of the respective Hon'ble courts, while granting visitation. The Hon'ble Supreme Court, further observed, that in case there is an aggrieved party, they can approach to respective Family Court.

Based on these observations, MWT & SFF appeal to all the litigating parents to not use Corona or their own child as a tool of unleashing vengeance on the non-custodial parent (mostly fathers). The Observations of the Hon'ble Supreme Court are clear about Electronic Visitation to continue, as directed in the visitation orders.

We also would appeal humbly to all the Hon'ble Family Courts and Trial Courts of India to take a note of these suggestions from the Apex Court and provide quick and urgent redressal to the aggrieved parent, whose right of having visitation (physical or

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Electronic, as observed by Hon'ble Supreme Court, herein) is getting curtailed by the Custodial Parent (mostly mothers), during these times of pandemic. Courts must also take into account the conduct of a custodial parent in these times, where stopping the visitation show their clear intentions, being against child welfare and hence cancel the custody to such parents.

At last, we are short of words while thanking Dr. Tanuj Dhawan, who took this petition **Party in Person** to the Hon'ble Supreme Court ([Writ Petition \(civil\) Diary No.11058/2020](#)) and did applaudable hardwork in getting it listed as an urgent PIL and getting positive observations from the Hon'ble Supreme Court.

About Men Welfare Trust (MWT) & Save Family Foundation (SFF):

Registered NGOs in New Delhi, Men Welfare Trust (MWT) & Save Family Foundation (SFF), work for safeguarding the interests of those Men who have been implicated in false cases because of the gross misuse of gender biased laws.

For further information, please contact:

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Encl: Order Copy from the Hon'ble Supreme Court Website

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ITEM NO.15

Virtual Court 2

SECTION X

**S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S**

WRIT PETITION (CIVIL) Diary No.11058/2020

TANUJ DHAWAN

Petitioner(s)

VERSUS

COURT IN ITS OWN MOTION

Respondent(s)

Date : 30-04-2020 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE N.V. RAMANA

HON'BLE MR. JUSTICE SANJAY KISHAN KAUL

HON'BLE MR. JUSTICE B.R. GAVAI

For Petitioner(s)

Petitioner-in-person

For Respondent(s)

Mr. Tushar Mehta, SG

Mr. B.V. Balaram Das, AOR

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

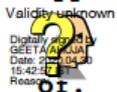
The Court is convened through Video Conferencing.

**Application seeking permission to appear and argue-in-person
is allowed.**

Heard the petitioner-in-person.

**The grievance of the petitioner is that because of lock-down,
the children are unable to interact with their parents even though
they have visitation rights for the purpose.**

**If they have visitation rights, we suggest that electronic
contact instead of physical visits can be substituted in these
times. The parties can arrive at a mutually acceptable arrangements
in this behalf. If there is an aggrieved party, the same can
approach the Family Court.**



With the aforesaid observation, the Writ Petition is disposed

**(VISHAL ANAND)
COURT MASTER (SH)**

**(RAJ RANI NEGI)
ASSISTANT REGISTRAR**