

CIVIL APPLICATION NO.767 OF 2013
IN
FIRST APPEAL NO.961 OF 2010

Mr.Harshad Trivedi for applicants
Mr.Sandeep Bhagwat for respondent

DATE : 20th March 2015.

1] Heard the learned Counsel for the parties. This application is preferred by Mohan Shetty, defendant No.2 for appointing him as a guardian for applicant No.5 Sanath P. Shetty on the ground that he is mentally retarded. To that effect, the applicant has placed on record a certificate issued by Sir J.J.Group of Hospitals, Byculla dated 22nd May 2013 and 3/3/2015 along with additional affidavit dated 18th March 2015.

2] Considering the submissions made by the learned Counsel for

the applicant and the averments made in the civil application so also the medical certificate dated 22nd May 2013 and 3/3/2015, I am satisfied that the applicant has made out a case for allowing the civil application. Hence, the following order:-

(a) Applicant No.2, Mohan Shetty is appointed as Guardian for applicant No.5 Sanath P. Shetty in the present proceedings;

(b) Liberty granted to the appellant in F.A.961 of 2010 to carry out appropriate amendments to that effect within six weeks from today.

(c) Civil application is disposed of accordingly.

(K.K.TATED, J.)