

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
ORDINARY ORIGINAL CIVIL JURISDICTION**

**IN ITS GENERAL AND INHERENT JURISDICTION**

**FOREIGN ADOPTION PETITION NO. 9 OF 2017  
WITH  
JUDGES ORDER NO.21 OF 2017  
IN  
INDIAN ADOPTION PETITION NO. 8 OF 2017**

Sadhana @ Sedona Alegre... Minor

Children of the World India Trust  
And

... Petitioner

1 Mr. Andress Frank Alegre and  
2 Mrs. Lacey Noel Alegre

... Proposed Adopters

Mr.Rakesh Kapoor for the Petitioner.

Mr.O. Hareendran, Scrutiny Officer of ICSW.

**CORAM : K.R.SHRIRAM, J.  
(IN CHAMBERS)**

**DATE : 15<sup>th</sup> FEBRUARY, 2017**

**P.C. :**

1 The petition proposes adoption of a Female minor Sadhana, born on or about 14<sup>th</sup> October 2015 by nationals of United States of America. The said female child was found abandoned by Bhoiwada Police Station, Bhiwandi and brought before the Child Welfare Committee, Thane on 21<sup>st</sup> October, 2015 and the self custody of the said minor was given to the Petitioner-Institution by an order, dated 21<sup>st</sup> October 2015 under section 33(4) of the Juvenile Justice Act 2000 for a period of three years.

2 The Child Welfare Committee, Thane, by an order dated 13<sup>th</sup> April 2016 declared the said Child legally free for adoption. Reports of Social Worker, dated 24<sup>th</sup> February 2016 as well as 'No Objection', dated 1<sup>st</sup> March 2016 from Bhoiwada Police Station, Bhiwandi are on records.

3 The Central Adoption Resource Authority (CARA), New Delhi has issued No Objection Certificate, dated 10<sup>th</sup> January 2017 in conformity with the Guidelines Governing the Adoption of Children, 2015.

4 I have considered the petition, annexures thereto and the Report dated 8<sup>th</sup> February, 2017 from the Scrutiny Officer of Indian Council of Social Welfare (ICSW) which is taken on record and marked 'X' for identification. It is stated that H.I.V. Report of the proposed minor requires to be submitted.

5 The Advocate for the petitioner tenders a letter dated 15<sup>th</sup> February 2017 forwarding a photocopy of a Certificate dated 17<sup>th</sup> February 2017 issued by one Dr.Vivek Diagnostic Centre, Navi Mumbai certifying that the minor does not have HIV (I & II). Shri Kapoor undertakes to provide the original during the course of today to Mr.Kesarkar, the Chamber Registrar. The letter together with photocopy is taken on record and marked 'X-1' for

identification. When the original is received, the Chamber Registrar to mark the same as 'X-2' for identification.

6 The Proposed Adopters are American Nationals, aged about 32 and 29 years, respectively, residing at Tacoma, WA, USA. They have been married for the past 4 years and have one biological daughter “Sawyer Cecilia”, aged about 2½ years. The Health Reports of the Proposed Adopters dated 3<sup>rd</sup> February 2016 states that they are in good health and not suffering from any infectious disease like HIV and Syphilis.

7 The Proposed Adoptive father is working as Artillery Officer (Detachment Commander) with United States Army for the last 8 years and his yearly emoluments at present are US\$ 101,1796. The Adoptive Mother is a Housewife. The U.S. Individual Income Tax Returns of three years years, i.e., 2013, 2014 and 2015, respectively, are on record.

8 The Medical Reports of the minor child also indicate that the child has Persistent Diarrhoea at the age of 5<sup>th</sup> month along with severe sepsis of and the same is countersigned by the Proposed Adoptive Parents. Shri Hareendran, Scrutiny Officer of ICSW states that the minor does not have any more Diarrhoea and the child has recovered very well. Therefore, I do

not find any impediment in granting the relief sought in this petition.

9 In view of this, the petition is allowed and the Judges Order is separately signed.

**(K.R. SHRIRAM, J.)**