

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

SUIT (L) NO.120 OF 2017

Pragnesh Podar	...	Plaintiff
versus		
Alka Podar and Ors.	...	Defendants

Mr. Sharan Jagtiani with Mr. C.D.Mehta, Mr. Lalan Gupta, Mr. Parshva Doshi i/by
M/s. Dhruve Liladhar and Co., for Plaintiff.

Ms. Sonu Tandon, for Defendant Nos.1 and 2.

Ms. Jyoti Chavan, AGP for Defendant No.3.

Mr. Prashant P. Jadhav, for Union of India.

Ms. Alka Podar and Ms. Nidhi Podar, Defendant Nos.1 and 2 present.

CORAM: S.J. KATHAWALLA, J.

DATE: 6th MARCH, 2017

P.C.:

1. Perused the Plaint. Heard the learned Advocates for the parties.
Defendant Nos.1 to 4 have no objection if the Suit is allowed in terms of prayer clauses
(a) and (c). The learned AGP for Defendant No.3 has submitted that the cause title be
amended to the extent of stating that the State of Maharashtra is represented by Chief
Secretary, Government of Maharashtra, instead of 'Secretary, Ministry of Health and
Family Welfare, Mumbai'. The learned Advocate for the Plaintiff is allowed to carry
out amendment to the aforesaid extent on or before 07-03-2017. Re-verification is
dispensed with.

2. The Suit is allowed in terms of prayer clauses (a) and (c) which are reproduced hereunder :

"(a) That this Hon'ble Court be pleased to declare, recognize and appoint the Plaintiff as the lawful guardian of the said Narayan Podar and manager of the movable and immovable assets, business, properties, affairs and operate bank accounts of the said Narayan Podar and thereby grant authority to the Plaintiff to deal with the same for the benefit/treatment of the said Narayan Podar and the upkeep of the family and its business;

(c) to direct Defendant Nos.3 and 4 and all its departments, institutions and agencies by a mandatory order of injunction to recognize the Plaintiff as legal guardian of the said Narayan Podar and to act on his behalf as such;"

2. The Suit is accordingly disposed of.

(S.J.KATHAWALLA,J.)