

O.P.No. 530 of 2019

R.SUBRAMANIAN, J.

This original petition has been filed under Section 56(4) of the Juvenile Justice (Care & Protection of Children) 2015 (2 of 2016) r/w regulations 12(2) and 17(1) of the Adoption Regulations.

2. The first petitioner is a recognized trust and specialized adoption agency under Section 65 of the above act. The petitioners 2 and 3 are the foreigners, who had sought for adoption of the child. The power of attorney agent of the petitioners, Ms.Chitra Krishna is working as social worker at Bala Mandir Kamaraj Trust, which is a child welfare organisation. The minor child Aditya, who was born on 10.08.2017 was abandoned at maternity hospital, Egmore. The child was handed over to the Child Welfare Committee and transferred to the Bala Mandir Kamaraj Trust for adoption on 27.10.2017. The child was declared as abandoned and free for adoption by the report of the Child Welfare Committee dated 02.02.2018. The 2nd and 3rd petitioners, who are the citizens of USA have come forward to adopt the child. The power agent of the 1st and 2nd petitioners, Mrs.Chitra Krishnan has been examined as P.W.1. She has produced the following the documents:-

S.No	Date	Particulars	Remarks	Exs. Marked
1	19.08.2015	Power of Attorney from the SAA	Copy	Ex.P1
2	26.03.2019	General Power of Attorney	Copy	Ex.P2
3	29.04.2019	Certificate of Recognition by State Government	Copy	Ex.P3
4	27.10.2017	Transfer letter of the Child	Copy	Ex.P4
5	02.02.2018	Child Welfare Committee Clearance	Copy	Ex.P5
6	10.01.2019	Child Study Report	Original	Ex.P6
7	29.03.2019	Medical Examination Report	Original	Ex.P7
8	31.03.2019	NOC from CARA	Copy	Ex.P8
9	31.07.2018	Home Study Report	Original	Ex.P9
10	04.08.2010	Certificate of Marriage	Notarised Copy	Ex.P10
11	23.07.2018	Certificate of Medical Fitness	Original	Ex.P11
12	11.07.2018 16.07.2018	Proof of Income	Original	Ex.P12
13	11.07.2018	Adoptive parents police clearance	Original	Ex.P13
14	26.03.2019	Letter of consent and Declaration of Willingness Adoptive parents	Notarised Copy	Ex.P14
15		Passport of Adoptive parents	Notarised Copy	Ex.P15
16	25.03.2019	Undertaking by Sponsoring Agency	Original	Ex.P16
17		Photograph of the minor child	Original	Ex.P17

3. A perusal of the exhibits particularly, Exs. P7, P8, P9, P12 and P13 would show that the adoptive parents are fit for adoption of the child. The home study report also reveals that they are willing to take care of the child. The adoptive parents have also filed their declaration of willingness to adopt the child as Ex.P14.

4. Considering the above evidence, I find that the welfare of the minor child will be better placed in the hands of the adoptive parents. Hence, this original petition is allowed, declaring the prospective adoptive parents of the said minor child, Adithya as his parents for all purpose allowed by the law and is allowed to be taken to the country of their residence for up-bringing the child as their own child with the legal status of a biological child. Birth certificate issuing authority is directed to issue birth certificate of the child within 5 working days from the date of application. Regional Passport officer is directed to issue passport for the said child within 10 days from the date of application as per sub-regulations (4) of the regulations 18 and 38 of CARA Regulations.

21.08.2019

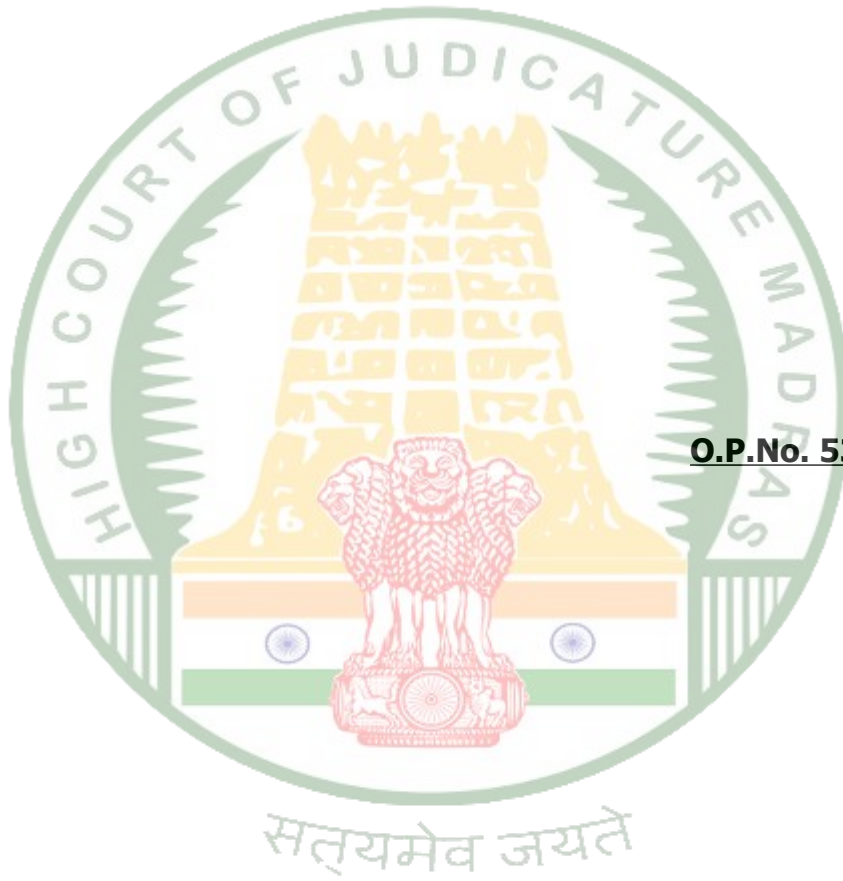
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