

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

**INDIAN ADOPTION PETITION NO.90 OF 2021
WITH
JUDGE'S ORDER NO.186 OF 2021**

Shraddhanand Mahilashram	...	Petitioner
v/s.		
Alok Behal and Renu Behal	...	Proposed Adopters
And		
Hemang Behal	...	Minor

Mrs. Rakesh K. L. Kapoor for the Petitioner.

Mr. O. Hareendran Nambiar for ICSW is present.

Mr. Dilip R. Talekar, Chamber Registrar present.

CORAM : A. K. MENON, J.

DATED : 9th DECEMBER, 2021

P.C. :

1. The petitioner is a registered Social Welfare Organisation and Specialised Adoption Agency recognised under Section 65 of the Juvenile Justice (Care & Protection of Children) Act, 2015. It proposes to give in adoption minor male child Pranav born on 11th October, 2020. The prospective adoptive parents are residents of Kolkata and have been registered under the CARINGS managed by CARA the Central Agency for adoption. The minor has been declared free for adoption by the Child Welfare Committee on 23rd December, 2020 and they seek permanent rehabilitation of the child.

The parents are happy with the foster care arrangements and have undertaken the necessary responsibility of bringing up the child as their own. The pre adoption foster care affidavit and undertaking is on record. The parents are aged 46 and 40 respectively and have no biological children, although they have been married for about 14 years. It is for this reason that they now propose to adopt the child. The prospective adoptive parents have executed a joint consent showing readiness and willingness to adopt and look after the child's welfare.

2. The prospective adoptive father is self-employed with reasonably good income. The prospective adoptive mother is a home maker. The self-assessment report of the couple is on record and appears to be satisfactory. The couple proposes to change the name of the child. Income records and health records have been filed. So also the Child Study report appears to be in order.

3. There is an undertaking on record of the relative who has agreed to look after the minor in the event of any unforeseen eventuality resulting in the prospective adoptive parents being unable to do so. This is found to be executed by a person in the USA. Considering the fact that this was impractical a fresh undertaking for guardianship has been filed by the brother and sister in law of the prospective adoptive father who are residents of Kolkata.

4. Having heard learned counsel for the petitioner I am inclined to allow this petition. Accordingly, I pass the following order:

(i) Petition is made absolute in terms of prayer clause (a) to (d) both inclusive.

(ii) Co-petitioners shall invest a sum of Rs. 1,00,000/- in the name of the child in LIC's Single Endowment Plan No.917 for 18 years. No loan shall be taken on the policy. The petitioner shall file evidence of this fact having been communicated to the LIC in the registry promptly after the policy is issued.

(iii) Undertakings are accepted.

(iv) Accordingly, Judges order is signed separately.

(v) Petition is disposed in terms of the above.

(A.K.MENON, J.)