



WEB COPY

CMA No. 3240 of 2017



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11-12-2025

CORAM

**THE HONOURABLE MR JUSTICE C.V. KARTHIKEYAN
AND**

THE HONOURABLE MRS.JUSTICE K. GOVINDARAJAN THILAKAVADI

CMA No. 3240 of 2017

S. Madhan @ Nesan
S/o. N. Subramanian, Iraiylarul Illam,
Iraniyan Street, Erode – 2,
Erode Taluk.

Appellant(s)

Vs

Anuvarshini @ Anuradha
D/o.P. S. Mani,
W/o. S. Madhan @ Nesan, No.2 First
Floor, Iswarya Complex, Iraniyan
Street, Solar, Railway Colony Post,
Erode – 2, Erode Taluk & District.

Respondent(s)

Prayer:

Civil Miscellaneous Appeal filed under Section 47 of the Guardian and Wards Act 1890, to set aside the order dated 20.12.2016 passed in G.W.O.P.No.10 of 2015 on the file of the Family Court, Erode.

For Appellant(s): Mr.S. Kaithamalai Kumaran

For Respondent(s) : No appearance

JUDGMENT

(Order of the Court was made by C.V.Karthikeyan J.)

This Civil Miscellaneous Appeal had been preferred against the common judgment in F.C.O.P.No.55 of 2016 and G.W.O.P.No.10 of 2015 and M.C.No.26 of 2015 on the file of the Family Court at Erode, vide dated 20.12.2016 and more specifically filed against the observations in G.W.O.P.No.10 of 2015.



2. The said Guardians and Wards Original Petition has been filed, seeking custody of the minor daughter of the appellant and the respondent herein, who was born on 27.11.2007.

3. By the common judgment, the custody was given to the appellant herein and the respondent/mother was granted visitation rights.

4. It is to be noted that the learned counsel for the respondent is not present.

5. The learned counsel for the appellant, however, stated that the respondent/mother never exercised that right. It is further contended that now the daughter had attained the age of majority and has also joined a professional course. Since, she had attained the age of majority, she is in a position to take a decision of her own and a guardian is not required.

6. In view of that particular fact, the Civil Miscellaneous Appeal No.3240 of 2017 is dismissed as infructuous. However, there shall be no order as to costs.

(C.V.K., J.) (K.G.T., J.)
11-12-2025
(1/2)

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Index: Yes/No
Speaking/Non-speaking order
Internet: Yes
Neutral Citation: Yes/No

To

1. The Family Court, Erode.
2. The Section Officer,
VR Section, High Court,
Madras.
3. Anuvarshini @ Anuradha
D/o. P. S. Mani, W/o. S. Madhan @
Nesan, No. 2 First Floor, Iswarya
Complex, Iraniyan Street, Solar,
Railway Colony Post, Erode – 2
Erode Taluk & District.



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C.V.KARTHIKEYAN J.
and
K.GOVINDARAJAN THILAKAVADI J.

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