



CWP-17921-2026

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

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CWP-17921-2026

Date of Decision: 29.05.2026

Sushila Saini

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present: - Mr. Akash Vashishth, Advocate
for Mr. Vrind Bhardwaj, Advocate for the petitioner
Mr. Teginder Singh, Advocate for respondent Nos.2 to 4
Mr. Ritesh Kumar, Advocate for respondent Nos.5 to 7

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner through instant petition under Articles 226/227 of the Constitution of India is seeking direction to respondents to appoint her as guardian of her husband Mr. Ram Ratan Saini to represent his interest and discharge functions on his behalf.

2. The petitioner claims that Mr. Ram Ratan Saini is in vegetative state since July' 2024. Respondent Nos.5 to 7 (children) do not have any objection if she is appointed as legal guardian of Mr. Ram Ratan Saini. As per judgment of this Court in ***Surekha v. Axis Bank and others, 2025 SCC OnLine P&H 3402***, the petitioner may be appointed as legal guardian of her husband. She is ready to comply with parameters/guidelines laid down in aforesaid judgment.

3. Mr. Ritesh Kumar, Advocate appeared and filed his Memorandum of Appearance on behalf of respondent Nos.5 to 7. The same

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is taken on record. Registry is directed to tag the same at an appropriate place. He does not dispute aforesaid factual position and supports claim of the petitioner.

4. Learned State counsel submits that as per judgment of ***Surekha (supra)*** the respondent has to constitute a Medical Board to ascertain physical and mental condition of Mr. Ram Ratain Saini. The competent authority would constitute Medical Board and thereafter needful would be done as per aforesaid judgment.

5. Learned counsel for the petitioner agrees to aforesaid arrangement.

6. In the wake of statement of all stakeholders, the petition stands disposed of with a direction to competent authority to constitute a Medical Board within two weeks from today. The parties thereafter shall follow subsequent steps underscored in the aforesaid judgment.

7. The Court is sanguine that Authorities would proceed swiftly and act in accordance with law.

8. The petitioner is at liberty to approach this Court after conclusion of steps contemplated in aforesaid judgment. She shall submit detail of assets as ordered in aforesaid judgment.

(JAGMOHAN BANSAL)
JUDGE

29.05.2026*Mohit Kumar*

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No