



MHCH010025922025  
Civil M.A./280/2025  
**Kalpana Khijendra Gedam Vs. Nil**

**ORDER BELOW EXH. 1**  
( Passed on 08.05.2026 )

This is an application under Section 19 of Gurardians and Wards Act, 1890.

02) According to the applicant, Vikas Suryawanshi was her brother. He died in the year 2021. His wife Smita died in the year 2024 in the accident. The ward Raj is their son. Presently he is 13 years old. His date of birth is 23.11.2012.

03) It is contended that, after death of mother of Raj, the applicant is taking his care as her parents Narhari and Sarita are old aged. They are grandparents of the ward Raj. After death of his mother, he is staying with the applicant and pursuaing education at Madangopal Bhaiya Public School. His grandparents are unable to take his care. Therefore, he is residing with the applicant. However, for admission and educational purpose of the ward Raj, it is necessary to appoint the applicant as his guardian. To avoid further hurdles in his educational progress the applicant has filed this application.

04) Heard the learned Advocate for applicant. Perused the record and proceeding. It is seen that paper citation calling

objections for appointing the applicant as guardian of minor was published in daily local news paper was issued. The paper publication is filed on record below Exh.23. Despite issuing the publication in daily local news paper, nobody appeared and objected the application. Apart from this, the applicant has filed on record her Aadhar card, death certificates of parents of Raj, his bonafide certificate and birth certificate. The applicant No.1 examined herself at Exhibit-15 before the Court on affidavit in support of her contentions. She reiterated the contentions of her application. She also examined her father Narhari Suryawanshi at Exhibit-24.

05) It is pertinent to note that, the applicant is paternal aunt of the ward Raj. She is in service. Her father Narhari Suryawanshi is 71 years old and unable to take care of ward Raj. Presently, Raj is in the custody of the applicant. She is taking his care and also imparting education to him.

06) The submissions made by the Ld. Advocate for applicant, the documents filed on record and affidavit of Narhari Suryawanshi show that parents of ward Raj are dead. He is 13 years old. Considering the fact that welfare of the child should be the paramount consideration while appointing the guardian of the ward. The applicant is taking care of ward Raj as her parents are unable to take his care. Hence, I do not find

any reason to appoint her as a guardian of person of ward Raj.  
Hence, I pass the following order.

**ORDER**

- 1) The application is allowed.
- 2) The applicant is appointed as a guardian of person of ward Raj Vikas Suryawanshi, aged 13 years.

Date : 8 May 2026  
Chandrapur

(Smt. Samriddhi S. Bhishma)  
Principal District Judge,  
Chandrapur.