

MHND110000142026



Received on : 12-01-2026
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 Decided on : 27-04-2026
 Duration : 00Y 03M 15D

IN THE COURT OF DISTRICT JUDGE AT BHOKAR, TQ. BHOKAR,
 DIST. NANDED.
 (Presided over by Mohammad Nasir M. Saleem)

Misc. Civil Application No.03/2026

Exh.()

- 1] Smt. Ranjanabai W/o. Vitthal Panchal,
 Age: 39 years, Occu: Household,
- 2] Jaishree S/o. Vitthal Panchal,
 Age: 23 years, Occu: Education,
- 3] Datta S/o. Vitthal Panchal,
 Age: 20 years, Occu: Education,
- 4] Vaishnavi D/o. Vitthal Panchal,
 Age: 17 years, Occu: Education,
 Guardianship of her mother applicant
 no.1.
 R/o.: Bitnal, Tq. Umri,
 Dist. Nanded.] ... Petitioners.

V/s

Nil] ... Respondent.

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Claim: Under section 8 of Hindu Minority and Guardianship Act,

1956.

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Appearance :

Advocate Mr. S. V. Kadam for the applicants.

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ORAL JUDGMENT

(Delivered on 27th April, 2026)

This is a petition filed under section 8 of Hindu Minority and Guardianship Act seeking permission to sell out the plot bearing No.241 out of field Gut no.136 situates New Ward No.16, Bhokar (hereinafter referred to ‘suit plot’).

2] The petitioner no.1 submits that her husband is passed away and she is pulling livelihood of herself and her children by taking hand loan from her relatives. The petitioner nos.2 to 4 are taking higher education. The petitioner no.2 got the admission in IIT. The petitioner no.4 is pursuing her B-Tech from L.P.U. University, Punjab. She has taken rented room at Nanded for giving better education and life to her kids. In such compelling circumstance, she had no alternative but to sell the suit plot for the welfare and education of her children. Hence, the application.

3] Despite publication of notice through new paper ‘Dainik Samachar’ dated 05-02-2026, no body objected the petitioners’ claim. None has claimed any right, title and interest in the suit plot except the petitoners.

4] The petitioner no.1 has adduced her evidence and filed the documents in support thereof. It is evident that the petitioners entered into an agreement to sell dated 30-10-2025 with the Kondiba Sambhaji Boinwad and thereby agreed to sell the suit plot for the consideration of Rs.4,00,000/- and amount of Rs.1,00,000/- was received by them under the head of earnest money.

5] In the present matter, only the petitioner no.4 is a child below the age of 18 years. The petitioner nos.2 and 3 have become major and they have consented to sell the suit plot stood in their names.

6] Obviously, the petitioners are in need of money to meet out the educational expenses of her kids. The petitioner nos.2 to 4 have no support of their father who is not alive.

7] Considering overall facts and circumstances of the present case, the petitioners' prayer to sell the suit plot appears natural and just. Hence, the following order is passed.

ORDER

- 1) The application is allowed.
- 2) The petitioner no.1 Smt. Ranjanabai W/o. Vitthal Panchal is hereby appointed as a guardian of minor petitioner no.4 Vaishnavi D/o. Vitthal Panchal and she is permitted to sell out the share of her daughter out of the suit plot bearing No.241 out of field Gut no.136 situated New Ward No.16, Bhokar.

- 3) The petitioner no.1 is directed to fix deposit amount of Rs.1,00,000/- (Rs. One lakh only) in the name of petitioner no.4 in any Nationalized Bank till she attains age of majority, out of the total consideration and submit the receipt of fix deposit to this Court within two months from the date of this order.
- 4) The petitioner no.1 is at liberty to withdraw monthly, quarterly, half yearly or yearly interest which may be accrued on such deposit and spend for the benefits and welfare of the minor petitioner no.4.
- 5] After attaining majority, the petitioner no.4 shall be entitled to receive the above deposited amount with interest, if any, accrued thereon.

Bhokar.

Date : 27.04.2026.

(Mohammad Nasir M. Saleem)

District Judge-1, Bhokar.

CERTIFICATE

I affirm that the contents of this P.D.F. file order are same word for word as per original Judgment.

Name of steno	: M. K. Pawde Higher Grade Stenographer.
Court name	: Mohammad Nasir M. Saleem District Judge, Bhokar.
Date	: 27-04-2026.
Judgment signed by Presiding Officer	: 27-04-2026.
Judgment uploaded on	: 27-04-2026.