


CNR No. MHTH010080522025 Received on : 18 12 2025
 Registered on : 18 12 2025
Decided on : 17 04 2026
Duration : YY MM DD
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IN THE COURT OF AD-HOC DISTRICT JUDGE-2, THANE,
AT – THANE

(Presided over by Mrs. V. L. Bhosale)

Civil M. A. No. 508/2025

Exh. 17

Mr. Suhas Pandurang Jagtap,
Age- 59 years, Occ. : Retired,
R/at- Room No. 402,
Govardan Plaza, Sabe Gaon,
Near Municipal School,
Diva (E), Dist. Thane - 400612.

..Applicant.

Vs.

Nil

**Application for Guardianship u/sec. 14 of the Rights of Persons
with Disabilities Act, 2016.**

Appearances:-

Ld. Adv. Sudhir B. Jagdale for applicant.

: JUDGMENT :

(Delivered on this 17th day of April, 2026.)

The present application is filed by the applicant under section 14 of the Rights of Persons with Disabilities Act, 2016 to appoint him as a guardian Miss Rekha Pandurang Jagtap.

2] Miss Rekha Pandurang Jagtap is residing with the applicant and there is no any other natural guardian except the applicant to her. It is submitted that Miss Rekha Pandurang Jagtap is 54 years old and she is under treatment of schizophrenia and she is 45% disable asper the disability certificate issued by regional mental Hospital Dharmavir Nagar, Thane on 19/09/2025.

3] The father i.e. pandurang Sambhaji Jagtap of applicant and Miss Rekha Pandurang Jagtap was working in the pay and Accounts Department in Custom Office as a Jr. Account Officer, at New Custom House, Ballard Estate, Mumbai and he was retired in the year 1996. The father of applicant and Miss Rekha Pandurang Jagtap died on 28.11.2022. It is further submitted that the mother i.e. Tarabai Pandurang Jagtap of applicant and miss Rekha Jagtap is also died on 17.02.1980.

4] The applicant submits that Miss Rekha Pandurang Jagtap is still unmarried and there is no any other natural guardian except the applicant. It is further submits that as per the pensioners scheme Miss Rekha Pandurang Jagtap is eligible for pension of late Pandurang Sambhaji Jagtap after his demise as he mention name of Miss Rekha Pandurang Jagtap as dependent and she is suffering from schizophrenia. Therefore, the applicant applied for pensioner's scheme after demise of late Pandurang Sambhaji Jagtap on behalf of Miss Rekha Pandurang Jagtap. The applicant being the sister is taking care Miss Rekha Pandurang Jagtap and due to the said illness Miss Rekha Pandurang Jagtap is

not employable and therefore she was totally dependent on his father's income. Therefore, this applicant have made this application for getting the guardianship certificate of Miss Rekha Pandurang Jagtap. Hence, this application.

5] Paper publication, published in daily newspaper "Global Times" dt. 26/02/2026. None appeared to raise any objection.

6] Following points arise for my determination and I have recorded my findings thereon with reasons as under.

	<u>Points</u>	<u>Findings</u>
1)	Whether the applicant is entitled for guardianship of disabled person ?	Yes.
2)	What order ?	As per final order.

REASONS

AS TO POINT NOS. 1 :-

7] The applicant submitted his claim affidavit at Exh. 07. The applicant has filed verified copy of documents viz aadhra card of applicant at Exh. 10, aadhar card and birth certificate of Miss Rekha Pandurang Jagtap at Exh. 11, disability certificate and Unique disability ID issued by regional mental hospital Dharmavir Nagar, Thane and unique disability Id, death certificate of Pandurang Sambhaji Jagtap dated 28/11/2022, death certificate of late Tarabai Pandurang Jagtap dated 17/12/1980(original) and paper publication. The evidence close pursis filed is at Exh. 16.

8] As per her disability certificate, the following

observations are recorded about mentally disabled person.

- A] She is a case of : Mental Illness,
- B] Name of affected body part : Brain,
- C] The diagnosis in her case is Schizophrenia.
- C] She has 45% (in figure) Forty Five percent (in words) Disability and the nature of certificate is Permanent as per the guidelines for the purpose of assessing the extent of specified disability in a person included under the Rights of Persons with Disabilities Act, 2016 notified by Government of India vide S.O. 1338 (E) dated 12/03/2024.

9] The disabled person was produced in Court. On perusal of documents, on verifying the disability certificate and on going through the observations recorded in respect of disabled person, it is clear that disabled person is not fit for taking care of her person as well as property, and therefore, appointment of some able and fit person is necessary to act on her behalf as her guardian. The applicant being the sister, taking care of disabled person in all respects. Due to the said illness Miss Rekha Pandurang Jagtap is not employable and therefore she is totally dependent on his father's income. There appears no adverse interest of the applicant with disabled person. Considering the same, he appears to be fit and proper person to appoint as a guardian of the disabled person for her person and property. He will be appointed as a guardian. Hence, I answer point No. 1 in the affirmative.

ORDER

- 1] Application is allowed.
- 2] The applicant Mr. Suhas Pandurang Jagtap is hereby appointed as a guardian of disabled sister Miss Rekha

Pandurang Jagtap u/s.14 of the Rights of Persons with Disabilities Act, 2016 for her person and property i.e. the pension.

- 3] The applicants shall act for welfare and interest of the disabled person.
- 4] Party to bear the cost.

(Dictated and pronounced in open Court.)

Thane
Date-17.04.2026.

(V. L. Bhosale)
Ad-hoc District Judge-2, Thane.