



**IN THE COURT OF THE PRINCIPAL DISTRICT JUDGE,
RANIPET, RANIPET DISTRICT.**

PRESENT: TMT. V. THENMOZHE, B.Sc.,M.L.,
Principal District Judge, Ranipet.

Wednesday, the 1st day of July, 2026

G.W.O.P. No.120 of 2025
(CNR No.TNRP01-001726-2025)

(In the matter of Minor V.S. Monisha)

Tmt. V. Meena
W/o Late N.Vinayagam

... Petitioner

-VS-

Nil

... Respondent

This petition came up before me on 19.06.2026 for final hearing in the presence of Thiru.S. Purushothaman and Thiru J. Rajendra Prasath, Counsels for the Petitioner and considering that there is no respondent in this case and even after effecting general publication and paper publication, there is no objectors, on hearing the arguments of the Petitioner's side, upon perusing the entire case records and having stood over for consideration till this date, this Court passes the following

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ORDER

This petition is filed by the petitioner u/s 7 and 10 of the Guardian and Wards Act, 1890 to appoint her as guardian to the minor V.S. Monisha and permit her to collect the death benefits, DCRG, GPF, SPF, Pension and other benefits of the Late. N. Vinayagam from the Tamil Nadu Electricity Board.

2. Brief averments of the petition are as follows:

The petitioner is the first wife of her husband N. Vinayagam. Out of the wedlock, the petitioner gave birth to a daughter named Loganayagi and two sons named Logeswaran and Santhosh Kumar. The petitioner's husband secretly married one Stella Mary as his second wife and suppressed the said fact. Due to the above said unlawful wedlock, the said Stella Mary gave birth to a daughter named V.S. Monisha on 29.05.2012. After that, Stella Mary died on 21.07.2019. After her demise, the minor Monisha was under the care and custody of her father Vinayagam and the petitioner. The petitioner's husband Vinayagam died on 19.08.2021 due to illness. Now, the minor Monisha is under the care and custody of the

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petitioner V. Meena. The petitioner is the natural guardian and next friend to the minor Monisha who born on 29.05.2012.

3. The deceased N. Vinayagam died intestate leaving behind his first wife, the petitioner and a major daughter named Loganayagi, two major sons named Logeshwaran and Sathosh Kumar and one minor daughter V.S. Monisha as his legal heirs respectively. The petitioner's husband N. Vinayagam was working in the Tamil Nadu Electricity Board. On his demise, the schedule mentioned DCRG, GPF, SPF and other death benefit amounts are to be paid to the petitioner and the minor V.S. Monisha. As per Hindu Law, the minor petitioner V.S. Monisha is entitled half share of the death benefits and other benefits of deceased N. Vinayagam and remaining half share goes to the petitioner and her children. The Government is intending to issue 50% of the pension amount to the minor. The Tamil Nadu Electricity Board has sent a letter, dated 16.04.2025 to the petitioner directing her to obtain Guardian Certificate for minor Monisha from the competent court to receive the 50% of the pension amount. The petitioner is the fit and proper person to appoint as guardian of the minor and her property. The minor is now studying in 8th Standard.

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The petitioner alone has been paying the entire school fee, hostel fee and other fees for the minor child. The petitioner undertakes to deposit the amount in any one of the Nationalized Bank as per the direction of the Court and render proper account once in six months or as per direction of the Court and also she undertakes to spend the said amount towards the maintenance and education of the minor child V.S. Monisha. Hence the petition.

4. On the side of the petitioner, P.W.1 to P.W.3 examined. Ex.P1 to P9 were marked.

5. The point for consideration is whether the petitioner is entitled for appointing her as guardian to the minor V.S. Monisha to get the death benefits and other benefits of deceased N. Vinayagam from his employer, the Tamil Nadu Electricity Board?

POINT:-

6. Petition is to appoint the petitioner as guardian of the minor child Monisha and permit the petitioner to collect the amount mentioned in the schedule payable by the Tamil Nadu Electricity Board for the welfare of the minor child.



7. No objectors appeared after effecting paper publication and general notice.

8. The contention of the petitioner is that the petitioner is the first wife of Vinayagam who also married one Stella Mary as his 2nd wife. It is the further case of the petitioner that out of the 2nd marriage, Vinayagam and Stella Mary were blessed with one daughter Monisha on 29.05.2012. It is the contention of the petitioner that the said Stella Mary died on 21.07.2019 and Vinayagam died on 19.08.2021. It is the case of the petitioner that the minor child Monisha is now under the care and custody of the petitioner after the death of her parents. It is the further case of the petitioner that her husband Vinayagam was employed in Tamil Nadu Electricity Board and after his death, the monetary benefits DCRG, GPF, SPF, Pension and other death benefit amounts have to be paid to the petitioner and the minor daughter Monisha.

9. The petitioner has examined herself as P.W.1. She has produced the Birth Certificate of the child as Ex.P1. She has produced the Death Certificates of Stella Mary and Vinayagam as Ex.P5 and Ex.P6 respectively. She has also produced the Legal Heir Certificate



of Vinayagam as Ex.P7. As per Ex.P7, the petitioner, her 3 children and the minor daughter Monisha and the mother of the said Vinayagam, Chinna Kuzhandhai are the legal heirs of deceased Vinayagam.

10. The petitioner has produced the letter issued by the Tamil Nadu Electricity Board as Ex.P8. As per Ex.P8, the Tamil Nadu Electricity Board has directed the petitioner to get the guardianship certificate from the Court of Law. The necessity of the appointment of guardianship has been proved by the petitioner by production of the above documents.

11. The minor child's maternal uncle has been examined as P.W.3. He has stated that the minor child is in the custody of the petitioner and that she also used to visit his house. He has further stated that he is a physically challenged person and the petitioner is looking after the maintenance and welfare of the minor child. The child was produced and enquired and she has no complaints against the petitioner. By considering all the above facts and circumstances and evidence produced by the petitioner, this Court is of the view that



the petitioner is entitled for appointment of guardianship of the minor child and thus, this petition is to be allowed.

12. In the result, this petition is allowed and the petitioner V. Meena is appointed as guardian of the minor child V.S. Monisha to get the monetary benefits and other benefits of her husband, deceased N. Vinayagam from his employer. No costs.

Dictated to the Stenotypist, transcribed by her in computer, corrected and pronounced by me in the Open Court, this, the 1st day of July, 2026.

Principal District and Sessions Judge,
Ranipet.

Witness examined on the side of the Petitioner:

P.W.1 – Tmt. V. Meena

P.W.2 - Thiru K. Babu

P.W.3 - Thiru K. Sathyanathan

Exhibits marked on the side of the Petitioner:

Ex.P1	02.08.2012	Attested photo copy of Birth Certificate of Minor V.S. Monisha.
Ex.P2	----	Attested photo copy of Aadhar Card of Minor V.S. Monisha.

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Ex.P3	28.04.2025	Bonafide Certificate issued by the Principal of St.Joseph's Matriculation Higher Secondary School, Porur Village, Chengalpattu District.
Ex.P4	----	Attested photo copy of Aadhar Card of deceased Stella Mary.
Ex.P5	06.11.2023	Attested photo copy of Death Certificate of Stella Mary.
Ex.P6	24.08.2021	Attested photo copy of Death Certificate of N. Vinayagam.
Ex.P7	31.05.2024	Attested photo copy of Legal Heirship Certificate of N.Vinayagam.
Ex.P8	16.04.2025	Attested photo copy of Letter sent by the Tamil Nadu Electricity Board to the petitioner V. Meena.
Ex.P9	----	Attested photo copy of Aadhar Card of the petitioner V. Meena.

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