

IN THE COURT OF THE PRINCIPAL DISTRICT JUDGE, THANJAVUR.

PRESENT: **Thiru.P.Velmurugan, B.A., B.L.,**
Principal District Judge, Thanjavur.

Wednesday, the 25th day of March, 2026.
(Thiruvalluvarandu 2057 Sri Viswavasudam Varudam Panguni Thingal 11th day)

Guardian and Wards Original Petition No. 177/2025
CNR No. TNTJ01 – 010405 – 2025

(In the matter of appointment of guardian for the person and property of minor
Kavimithra, D/o.Kumaravel, aged 7 years)

Subbulakshmi	...	Petitioner
	versus	
Nil	...	Respondent

This Guardian and Wards Original Petition was taken up before this Court for final hearing on 11.03.2026 in the presence of Mr.P.Charles Joseph Raj, Learned Advocate appearing for the petitioner and, upon hearing the arguments advanced on the side of the petitioner and upon perusing the oral and documentary evidence adduced on the side of the petitioner and having stood over for consideration till date, this Court passed the following ...

ORDER

(1) This Guardian and Wards Original Petition has been filed by the petitioner under Sections 7 and 8 of the Guardian and Wards Act, 1890, seeking appointment of the petitioner, who is the maternal grandmother of the minor, as

guardian of the person and property of the minor, namely Kavimithra, aged about 7 years, to enable her to receive scholarship amounts and to obtain necessary records and documents from the school and Government authorities on behalf of the minor.

(2) Brief Averments in the Petition are as follows:

(2.1) The petitioner is the maternal grandmother of the minor. The petitioner's daughter, Subha, married Kumaravel on 03.02.2017 and out of the wedlock, a girl namely Kavimithra was born on 29.10.2018.

(2.2) On 04.09.2019, the minor's father, Kumaravel, was demised. After his demise, Subha remarried Saravanan on 16.07.2021 and has been residing with him, neglecting the child. After the remarriage of the minor's mother, the petitioner has been taking care of, supporting and protecting the minor.

(2.3) For the purpose of bringing up the minor child, providing education, admitting her in school, and obtaining necessary documents from Government authorities, an order of the competent Court declaring the petitioner as guardian is required. Hence, the present petition is filed seeking appointment of the petitioner as the guardian of the minor child, for her care, education, welfare benefits, and for dealing with Government authorities.

(2.4) The petitioner undertakes that she will provide proper education, healthcare, moral upbringing, good conduct, and all necessary care for the welfare and future of the minor child.

(2.5) The deceased Kumaravel did not leave behind any property. There is no other person, apart from the petitioner, who is likely to have concern for the welfare of the minor child. It is, therefore, prayed to appoint the petitioner as guardian for the minor child.

(3) General notice was affixed in the public place. Paper Publication was effected. No objection has been filed by anybody.

(4) To prove the case of the petitioner, the petitioner filed her proof affidavit and examined as PW1 and marked six documents viz. photocopy of the Aadhar card of the petitioner, photocopies of birth certificate, Aadhar card, & bona fide certificate of the minor, photocopy of Aadhar card of the minor's mother, and photocopy of death certificate of the minor's father, as Ex.P1 to Ex.P6 respectively. To corroborate the evidence of PW1, one independent witness Manimekalai, was examined as PW2.

(5) Point for consideration in this petition, is that

Whether the petitioner is entitled to the relief as prayed for ?

Point:

(6) Heard and perused the records.

(7) Upon careful perusal of the pleadings and submissions made on the side of the petitioner, and upon consideration of the oral and documentary evidences adduced, it is established that the petitioner is the maternal grandmother of the minor, Kavimithra, born on 29.10.2018 to Subha and Kumaravel, who were married on

03.02.2017. The birth certificate of the minor has been marked as Ex.P2. The minor's father died on 04.09.2019, as evidenced by Ex.P6 copy of death certificate. Thereafter, the minor's mother remarried on 16.07.2021 and has been residing separately, neglecting the child. Since then, the petitioner has been taking care of and maintaining the minor. For the purpose of the minor's upbringing, education, and for obtaining necessary documents and benefits from Government authorities, The petitioner has filed this petition seeking appointment as the guardian of her minor granddaughter.

(8) Paper publication was ordered to invite objections, if any. Accordingly, paper publication was effected on the side of the petitioner and no objection was raised by any person.

(9) Hence, having considered the oral and documentary evidence adduced on the side of the petitioner, and in the absence of any objection from the general public, and taking into account the remarriage of the minor's mother and the paramount welfare of the minor, this Court is inclined to allow the petition by appointing the petitioner, being the maternal grandmother, as the guardian of the person and property of the minor child, Kavimithra, aged about 7 years, as prayed for.

(10) In the result, this Guardian and Wards Original Petition is allowed as sought for, appointing the petitioner / the maternal grandmother as the guardian of the person of the minor, Kavimithra, aged 7 years, with liberty to receive scholarship amounts and to obtain necessary records and documents from

the school and Government authorities on behalf of the minor.

This Order is dictated to the Stenographer Grade – III of this Court, typed by him in computer directly, corrected and pronounced by me in the open Court, on this 25th day of March, 2026.

Principal District Judge,
Thanjavur.

Witness examined on the side of the Petitioner:

- 1 PW1 Subbulakshmi, W/o. Rajendran. (Petitioner)
- 2 PW2 Manimekalai, W/o. Murugaiyan.

Documents marked on the side of the Petitioner:

- | | | |
|-------|------------|--|
| Ex.P1 | – | Photocopy of the Aadhar Card of the Petitioner. (Compared with original) |
| Ex.P2 | 20.11.2019 | Photocopy of the Birth Certificate of the Minor Kavimithra. |
| Ex.P3 | – | Photocopy of the Aadhar Card of the Minor Kavimithra. (Compared with original) |
| Ex.P4 | 03.02.2026 | Photocopy of the bonafide certificate of the minor, Kavimithra, studying in II Standard, issued by the Principal of Sri Venkateshwara Vidyalaya, Peravurani. |
| Ex.P5 | 22.12.2012 | Photocopy of Aadhar Card of the Minor's Mother, Subha. (Compared with original) |
| Ex.P6 | 13.09.2019 | Photocopy of Death Certificate of the Minor's Father, Kumaravel, who demised on 04.09.2019. (Compared with original) |

Principal District Judge,
Thanjavur.

Draft / Fair Order in
GWOP No.177/2025
PDC, Thanjavur.
Dated: 25.03.2026.