



rajshree

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**  
**ORDINARY ORIGINAL CIVIL JURISDICTION**  
**WRIT PETITION (L) NO.12707 OF 2026**

XYZ Through her mother

Munni Devi Santosh Kumar Shukla ...Petitioner

V/S

State of Maharashtra ...Respondent

Ms.Saima Ansari for the Petitioner.

Ms.Vrushali Kabre, AGP for the State.

**CORAM : BHARATI DANGRE &**  
**MANJUSHA DESHPANDE, JJ**

**DATE : 10<sup>th</sup> APRIL 2026**

**P.C. :**

1 The Petitioner, aged 17 years, through her mother has approached this Court seeking termination of four months old pregnancy in terms of Medical Termination of Pregnancy Act, 1971 after constituting a Medical Committee for examining her.

The learned counsel for the Petitioner by inviting our attention to the First Information Report lodged in Vile Parle Police Station on 01/04/2026 by the minor girl would submit that the FIR has invoked Section 4, 8, 12 of the Protection of Children from Sexual Offences Act, 2012, alongwith Section 137(2), 351(2), 351(3) and 64 of the Bharatiya Nyaya Sanhita, 2023.



2 Relying upon the medico legal examination of the victim girl pursuant to the FIR being registered which has disclosed that she is carrying pregnancy of four months, the learned counsel would submit that the Petitioner want to exercise her autonomy of not giving birth to the child as she herself is minor and the pregnancy is unwarranted. It is specifically pleaded in the Petition that she is carrying 26<sup>th</sup> week of pregnancy and since it is beyond the limit which is set out in the MTP Act, she has approached this Court seeking permission to terminate the pregnancy as its continuance would involve grave injury to her physical or mental health.

3 The Petitioner is resident of Vile Parle, Mumbai and since she has approached this Court through her mother, we deem it appropriate to refer her to Sir J. J. Hospital, which has a Medical Board constituted in terms of the directions of the Apex Court for ascertaining whether the pregnancy can be terminated beyond the limits permissible under the Act and since the Petitioner is ready, we direct her to report to the said Hospital tomorrow i.e. on 11/04/2026 at 10.00 a.m. and pursuant thereto she shall be examined by the Medical Board to ascertain whether it is advisable to terminate the pregnancy and we direct the Dean of the Hospital to furnish a report on carrying out necessary examination, on 15/04/2026.

4 The learned AGP shall communicate the said order to the Dean of Sir J.J. Hospital and produce the report before us.

List on 15/04/2026, First on Board.

Since the order is passed in presence of the AGP, without



waiting for the copy of the order, she shall inform the Dean of the Hospital, so that necessary steps can be initiated for constitution of the Board.

[MANJUSHA DESHPANDE, J.]

[BHARATI DANGRE, J.]