

**IN THE HIGH COURT OF DELHI AT NEW
DELHI □ W.P.(C) 5913/2010 □**

COURT ITS OWN MOTION Petitioner □ □
Through Mr. Colin Gonsalves, Amicus Curiae with Ms.
Jayshree Satpute, □ Advocate □

□versus

□

U.O.I. and ANR. Respondents □
Through Mr. N. Waziri, Standing Counsel for □ GNCT of
Delhi with Ms. Ritu Arthur Fredrick and Insp. Deep
Sehgal, □ SHO, PS Barakhamba Road in person. □ □

**CORAM: □ HON'BLE THE CHIEF JUSTICE □
HON'BLE MR. JUSTICE MANMOHAN □ □**

O R D E R □ 20.10.2010 □ □

Heard Mr. Colin Gonsalves, learned Amicus Curiae and Mr. □ Najmi Waziri, learned standing counsel for Government of NCT of Delhi. □ This Court on 1st September, 2010 after taking note of the fact that a □ destitute woman had breathed her last after giving birth to a baby girl, namely, □ Karishma had issued certain directions related to the factum of adoption by Ms. □ Ritu Arthur Fredrick who had saved the life of baby girl. □ It is submitted by Mr. Najmi Waziri that the process of adoption of the □ child has been undertaken but at this juncture it is difficult to state whether □ the child can be given on adoption to Ms. Ritu Arthur Fredrick or □ not. □ At this stage, we do not intend to say anything on that score, however, □ we direct before final steps are taken in the matter of adoption, leave shall be □ obtained from this Court. □ We have been further apprised by Mr. Waziri that the child is in a □ healthy condition. We appreciably note the same. □ A report has been filed by Mr. Gonsalves assisted by certain social □ activists, namely, Mr. Sanjai Sharma, Ms. Francesca Feruglio and Mr. Jayshree □ Satpute. □ Mr. Waziri, learned standing counsel for the State submitted that he □ would peruse the said report and file the response. Let that be done within a □ period of four weeks from today. □ In the course of hearing, after taking

note of the fact situation, we thought it apposite to give certain suggestions to the Government of NCT of Delhi to explore the possibility to carry out the same. We may further add, while the same was debated we had the assistance of Mr. Colin Gonsalves, learned Amicus Curiae, Mr. Jayant Bhushan, learned senior advocate and Mr. Najmi Waziri, learned standing counsel for Government of NCT of Delhi. The said suggestions are enumerated as under :-

- (1) Government of NCT of Delhi to demarcate five secured shelter homes exclusively meant for destitute women, pregnant and lactating women so that apposite care can be taken and no destitute women would be compelled to give birth on the footpath.
- (2) The availability of the facilities in such shelter homes shall be monitored by the helplines handled by professionally trained people.
- (3) In the aforesaid shelter homes, food and medical facility shall be available for 24 hours as such facilities are imperative for the cases of the present nature.
- (4) Despite various schemes being framed by the State Government, as the people are not aware of the same, especially due to illiteracy, there would be dissemination of information by radio as well as television in Hindi.
- (5) There should be awareness camps in the areas or cluster of areas by professionally trained people every fortnight.
- (6) The State Government shall provide a mobile medical unit so that the people, especially who are living in slum areas can be taken to the shelter homes or to the hospital as the case may be.
- (7) The State Government shall make endeavour to involve the genuine NGOs so that they can also work for getting the scheme fortified as such an activity has to flow from the top to the ground reality level. Mr. Najmi Waziri, learned standing counsel shall put the aforesaid suggestions to the competent authority of the State Government and file an affidavit within four weeks hence. Let the matter be listed on 15th December, 2010.

CHIEF JUSTICE MANMOHAN, J
OCTOBER 20, 2010 W.P.(C) 5913/2010