

***IN THE HIGH COURT OF JUDICATURE AT BOMBAY  
CIVIL APPELLATE JURISDICTION***

***WRIT PETITION NO.5685 OF 2022***

Riya Sagar Biyani  
(Being a Minor suing through Next of Friend)  
Bharati Sagar Biyani ...Petitioner  
Versus  
The State of Maharashtra and Anr. ...Respondents

Mr. Tapan Thatte, for the Petitioner.

Mr. P. P. Kakade, G.P a/w Mr. R. P. Kadam, A.G.P. for the Respondent –  
State.

***CORAM : REVATI MOHITE DERE &  
MADHAV J. JAMDAR, JJ.***

***DATE : 2<sup>nd</sup> MAY 2022***

**P.C. :**

Not on board. Taken on board.

1. Heard learned counsel for the petitioner.
2. The petitioner is a minor, aged 16 years 2 months and 13 days.  
The said petition has been filed by the petitioner through her mother Bharati Sagar Biyani.

3. Learned Counsel for the petitioner states that the petitioner's

father Sagar Biyani is in need of a liver transplant, as he has been diagnosed with ‘Liver Cirrhosis Decompensated’. He submits that appropriate authority had evaluated all the near relatives as potential-donors, however, except for the petitioner (Riya Sagar Biyani), none have been found medically suitable. It is further submitted that the family is unable to find any other suitable donor. Learned Counsel for the petitioner submits that the petitioner being a minor is unable to donate a part of her liver, without approval of the appropriate authority or the State Government. He submits that the petitioner has filed an application dated 25<sup>th</sup> April 2022, which is on page 21 of the petition, seeking approval of the respondent No. 2, for transplanting part of her liver to her ailing father, however, the petitioner has not received any response till date.

4. Mr. Kakade, learned Government Pleader states that if the petitioner submits all necessary documents during the course of the day, the petitioner’s said application dated 25<sup>th</sup> April 2022, will be considered on the basis of the said documents, expeditiously.

5. Since the condition of the petitioner’s father is critical, we

request that the said application be decided, as expeditiously as possible, and in any event on or before 4<sup>th</sup> May 2022.

6. Stand over to 4<sup>th</sup> May 2022 at 5:30 p.m.

7. All concerned to act on the authenticated copy of this order.

***MADHAV J. JAMDAR, J.***

***REVATI MOHITE DERE, J.***