

CWP No. 10284 of 2025 and
CWP PIL No. 211 of 2024 (O&M)

Satish Kumar and others Vs. U.T. Chandigarh and others

Present:- Mr. R.S.Bains, Senior Advocate with
 Ms. Sarabjeet Singh Cheema, Advocate, for the petitioners in
 CWP-10284-2025.

Mr. Kshitij Sharma, Advocate and
Mr. Shobit Sharma, Advocate, for the petitioner in
CWP PIL No. 211-2024.

Mr. Aman Bahri, Addl. Standing Counsel with
Ms. Shubreet Kaur, Advocate, for U.T. Chandigarh.

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After hearing learned counsel for the rival parties especially on the question of quantum of security deposit of Rs.20 lacs required for admission of mental health patients in Group Utthaan Society and testing the same on the anvil of the Mental Healthcare Act, 2017, particularly Sections 18, 19, 20 and 21 of the Act, mandating every person suffering from mental illness to be treated with dignity, reasonableness and without any discrimination, the quantum of security deposit of Rs.20 lacs is exorbitant.

Since the Governing Body of the Society, which manages the Mental Illness Home at Sector 31, Chandigarh, comprising 13 members and majority of the members are functionaries of U.T. Administration, Chandigarh, it is obvious that this Society is a State under Article 12 of the Constitution.

Therefore, U.T. Administration is directed to apply its mind on the aspect of quantum of security amount of Rs.20 lacs, which deprives admission into the said Mental Illness Home even to the deserving mental health patients merely because of paucity of funds.

Let the Governing Body hold an emergent meeting for reconsidering the said aspect of deposit of Rs.20 lacs as security, which is unaffordable by several genuine mental health patients.

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[2]

List again on 24.07.2025.

A copy of this order be placed in the connected file.

(SHEEL NAGU)
CHIEF JUSTICE

16.05.2025
ravinder

(SUMEET GOEL)
JUDGE