



W.P.(MD)No.21743 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 06.08.2026

CORAM:

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.(MD)No.21743 of 2026

and

W.M.P.(MD)Nos.16223 & 16224 of 2026

Kannan

... Petitioner

-VS-

1.The Revenue Divisional Officer,
Periyakulam,
Theni District.

2.Alagarsamy @ Baskar
3.Sivakumar

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari, calling for the records relating to the impugned notice issued by the first respondent in Na.Ka.No.3997/2026/A5 dated 22.07.2026.



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For Petitioner : Mr.M.Jerin Mathew
For Respondent No.1 : Mr.M.Mahaboob Athiff
Special Government Pleader
For Respondent No.2 : Mr.K.Srinivasaragavan

ORDER

Challenging the impugned notice of the first respondent in Na.Ka.No. 3997/2026/A5 dated 22.07.2026, the present Writ Petition has been filed.

2.Learned Counsel for the petitioner would submit that the second respondent is the petitioner's father and he made a complaint before the first respondent under the Maintenance and Welfare of Parents and Senior Citizens Act, 2007, seeking to cancel the settlement deed executed vide Document No.128 of 2013 dated 17.01.2013, in favour of the petitioner's daughter. The first respondent, on receipt of the said complaint, issued the impugned notice dated 22.07.2026 to the petitioner, calling for enquiry on 24.07.2026. Hence, the present Writ Petition has been filed.

3.Learned Counsel for the petitioner would submit that though the petitioner has challenged the impugned notice, this Court may issue a direction to the first respondent to conduct the enquiry in between the



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petitioner and the second respondent, strictly in terms of the law laid down by the Hon'ble Full Bench of this Court in the case of ***Sasikala Vs. Revenue Divisional Officer and another*** reported in ***2022 SCC online Mad 4343*** and to pass appropriate orders.

4.Learned Counsel for the second respondent would submit that what has been challenged by the petitioner by way of this Writ Petition is only a summon. Summons cannot be challenged under Article 226 of the Constitution of India. Hence, filing of this Writ Petition itself is not maintainable and accordingly he prays for dismissal of this Writ Petition.

5.Heard the learned Counsel for the parties and perused the materials available on record.

6.Admittedly, challenge has been made by the petitioner only against the impugned summon dated 22.07.2026 issued by the petitioner. Hence, this Court grants liberty to the petitioner and the private respondents to adjudicate the issue before the first respondent and the first respondent shall conduct enquiry and pass appropriate orders in accordance with law and strictly in terms of the Full Bench decision of this Court, referred to supra.



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7. Accordingly, this Writ Petition stands disposed of. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

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NCC : Yes / No

Index : Yes / No

Internet: Yes / No

MR



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To
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M.DHANDAPANI, J.

MR

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