



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 09.06.2016

CORAM:

THE HONOURABLE **MR.SANJAY KISHAN KAUL, CHIEF JUSTICE**

AND

THE HONOURABLE **MR.JUSTICE NOOTY.RAMAMOHANA RAO**

W.P(MD)No.18828 of 2013

and

M.P(MD)No.1 of 2015

Mass Education and Action for Rural
Development Society,
represented by its
President,
R.Thangaraja,
12-2-18A1, Venkateswara Bhavan,
Pandian Nagar,
Kariapatti - 626 106.
Virudhunagar District.

: Petitioner

Vs.

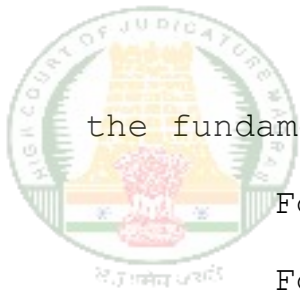
1.The Chief Secretary to the Government
of Tamil Nadu,
Secretariat,
Fort St. George,
Chennai - 600 009.

2.The Secretary,
Ministry of Revenue,
Secretariat,
Fort St. George,
Chennai - 600 009.

3.The Secretary,
Ministry of Law and Justice,
Secretariat,
Fort St. George,
Chennai - 600 009.

: Respondents

PRAYER: Writ Petition is filed under Article 226 of the
Constitution of India praying to issue a Writ of Declaration for
declaring Section 29-A of the Tamil Nadu Amendment Act, 1 of 1990,
in Hindu Succession Act, 1956, as null and void as it violates



the fundamental right and Central Act, 2005.

For Petitioner : Mr.V.Muniasamy

For Respondents : Mr.B.Pugalendhi
Special Government Pleader

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O R D E R

[Order of the Court was made by The Hon'ble The Chief Justice]
We fail to appreciate the intention of a so-called public interested society to file the Writ Petition claiming that it wants to propagate and further the rights of women in inheritance. To give equal rights to women in co-parcenary properties, different States introduced State Legislations, amending Section 29 of the Hindu Succession Act, 1956. However, subsequently, the Central Act itself was amended with effect from 09.09.2005, giving parity to all women by birth.

2. It is the case of the petitioner that a learned Single Judge of this Court in the decision in **Ms.Jothi v. Kumaravel** reported in **(2007) 3 MLJ 64**, has enunciated the legal position. But, it is submitted before us, because the learned Trial Court went wrong in that matter, in an order, which was set aside by the High Court, further enunciation is required.

3. We find, the Writ Petition is without any purpose whatsoever. Hence, we close the same. Consequently, the connected miscellaneous petition is also closed. No costs.

Sd/
Assistant Registrar(AE)

/True copy/

Sub Assistant Registrar

To

1.The Chief Secretary to the Government
of Tamil Nadu,
Secretariat,
Fort St. George,
Chennai - 600 009.

2.The Secretary,
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Fort St. George,
Chennai - 600 009.



3.The Secretary,
Ministry of Law and Justice,
Secretariat,
Fort St. George,
Chennai - 600 009.

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+1cc to Mr.V.Muniasamy, Advocate in sR.No.29207
+1cc to Special Government Pleader in SR.No.29442

SDR/DB/27.06.2016/3P/6C

ORDER MADE IN
W.P (MD) No.18828 of 2013
and
M.P (MD) No.1 of 2015
09.06.2016