

IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED : 18.07.2018
CORAM:
THE HONOURABLE MR. JUSTICE T.RAJA
W.P.No.18071 of 2018

Margret

... Petitioner

Vs

The Chairman,
Slum Clearance Board,
No.5, Kamarajar Salai, Chennai-5.

... Respondent

Prayer: Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondent to transfer the allotment for the Plot No.31, Extent 33 sq.mtrs., Pudhu Nagar, Vyasarpadi, Chennai-39 from Lourdhusamy considering the petitioner's representation dated 10.4.2018 to the Petitioner and for consequential direction to execute and register a sale deed in favour of the petitioner.

For Petitioner : Mr.G.Appavu

For Respondent : Mrs.D.Latha

O R D E R

The Writ Petition has been filed seeking to issue a Writ of Mandamus, directing the respondent to transfer the allotment for the Plot No.31, Extent 33 sq.mtrs., Pudhu Nagar, Vyasarpadi, Chennai-39 from Lourdhusamy, considering the petitioner's representation dated 10.4.2018 to the respondent and for consequential direction to execute and register a sale deed in favour of the petitioner.

2. Heard the learned Counsel for the petitioner and the learned Standing Counsel appearing for the respondent.

3. A perusal of the typed set of papers filed along with the affidavit filed in support of the writ petition would go to show that the property-in-question was allotted to the brother of the petitioner's husband by Allotment Order dated 15.6.1995 and after his death, since he was a bachelor, the said property was enjoyed by the petitioner's husband and his family. While so, the petitioner's husband Anthony died on 25.6.2016. Though the petitioner produced a legal heir certificate of her husband, she failed to produce the legal heir certificate of her brother-

in-law Lourdhusamy, on whose name the property stands. Therefore, I find no merit in the Writ Petition.

4. In the result, the Writ Petition fails and the same is accordingly dismissed. No costs.

Sd/-
Assistant Registrar(Audit)

//True Copy//

Sub Assistant Registrar

tsi

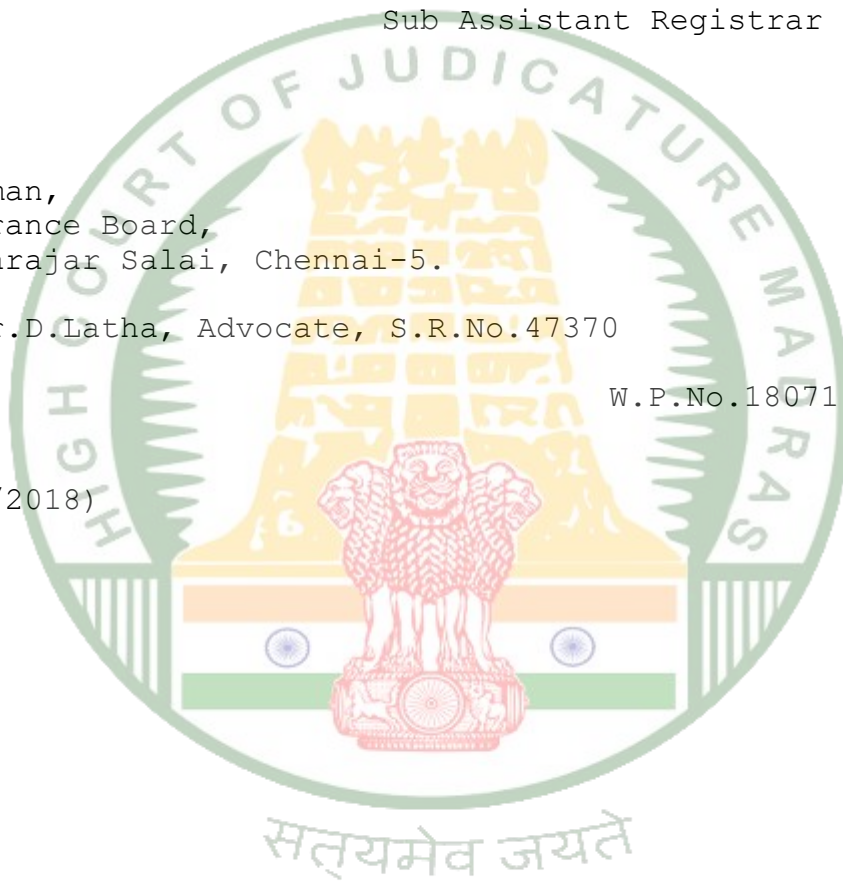
To

The Chairman,
Slum Clearance Board,
No.5, Kamarajar Salai, Chennai-5.

+1cc to Mr.D.Latha, Advocate, S.R.No.47370

W.P.No.18071 of 2018

BS (CO)
GSP (30/07/2018)



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