

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.01.2018

CORAM

THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU

Writ Petition No.1825 of 2018

Tmt.P.Kousalya
W/o.Late Palanivelu

.. Petitioner

Vs.

1. The Revenue Divisional Officer
Ambattur Division
Thiruvallur District.

2. The Tahsildar
Ambattur Taluk
Ambattur, Chennai-600 003.

.. Respondents

Writ petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus, directing the 1st respondent to dispose the petitioner's appeal dated 13.12.2017 preferred against the order passed by the 2nd respondent herein in Letter dated 30.11.2017 bearing Na.Ka.No.2902/2017/A2 and to issue legal heir ship certificate in the name of Class-I heirs of the deceased S.Palanivelu.

For Petitioner : Mr.S.V.S.Ilamvazhuthi
For Respondents : Mr.D.Suriyanarayanan
Additional Government Pleader

O R D E R

Mr.D.Suriyanarayanan, learned Additional Government Pleader takes notice for the respondents. By consent of the parties, the main writ petition is taken up for final disposal at the admission stage itself.

2. The petitioner seeks for a mandamus directing the first respondent to dispose of the appeal preferred by her on 13.12.2017, wherein and whereby, the petitioner challenged the order of the second respondent refusing to grant legal heir certificate to the petitioner, by claiming that she is the wife of the deceased S.Palanivelu, who died on 13.13.2002, leaving behind her and her children as legal heirs.

3. This Court, at this stage, is not expressing any view on the merits of the claim made by the petitioner in the said appeal, as it is for the first respondent to consider and decide the same. Accordingly, this writ petition is disposed of, only by directing the first respondent to dispose of the appeal dated 13.12.2017 and pass orders on the same on merits and in accordance of law, after hearing the petitioner as well as the other opposite parties. Such exercise shall be done by the first respondent within a period of eight weeks from the date of receipt of a copy of this order. No costs.

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

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To

1. The Revenue Divisional Officer
Ambattur Division
Thiruvallur District.

2. The Tahsildar
Ambattur Taluk
Ambattur, Chennai-600 003.

+1cc to Government Pleader sR.No.6962

+1cc to M/s.S.V.S.Ilamvazhuthi, Advocate Sr.No.6656

SV(CO)

sm:14.2.2018

W.P.No.1825 of 2018

सत्यमेव जयते

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