



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 20.02.2020

CORAM:

THE HONOURABLE MRS.JUSTICE PUSHPA SATHYANARAYANA
W.P(MD)NO.1324 OF 2020

V.Alagumalai

:Petitioner

.vs.

1.The District Collector,
Madurai District,Madurai.

2.The Tahsildar,
Madurai East,
Madurai.

: Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus calling for the records pertaining to the application No.TN 7201911181934, dated 18.11.2019 passed by the second respondent and to quash the same as illegal and consequently to direct the second respondent to issue the legal heirship certificate to the Petitioner in accordance with law within the time stipulated by this Court.

For Petitioner
For Respondents
1 and 2

:Mr.Babu Rajendran
:Mr.M.Rajarajan
Govt.Advocate

O R D E R

This Writ Petition has been filed seeking to quash the order passed in the Petitioner's application No.TN 7201911181934, dated 18.11.2019 by the second respondent as illegal and consequently to direct the second respondent to issue the legal heirship certificate to the Petitioner in accordance with law within the time stipulated by this Court.

2.Heard the learned counsel appearing on either side and perused the materials placed before this Court.

3.The learned Government Advocate appearing for the respondents 1 and 2, upon instructions, submitted that more than 8 legal heirs have been shown in the application submitted by the Petitioner, but, the same has been rejected mechanically without proper enquiry by the Village Administrative Officer and the Tahsildar concerned.

4.In view of the above submission, the impugned order passed in the Petitioner's application No.TN 7201911181934, dated 18.11.2019 is set aside and the second respondent/The Tahsildar, Madurai East, Madurai is directed to complete the enquiry on the subject-matter in issue and issue a fresh Legal Heirship Certificate to the Petitioner based on the above said application, within a period of eight weeks from the date of receipt of a copy of this order.



5. With the above direction, the Writ Petition is allowed. No costs.

6. Post the matter under the caption ''for reporting compliance'' on 29.04.2020.

Sd/-

Assistant Registrar (CS-III)

// True Copy //

/ /2020

Sub Assistant Registrar (CS)

vsn

To

1. The District Collector,
Madurai District, Madurai.

2. The Tahsildar,
Madurai East, Madurai.

+1 CC to M/s. BABU RAJENDRAN, Advocate (SR-7404[F]

+1 CC to M/s. SPL.GP (SR-7528[F] dated 21/02/2020)

ORDER MADE IN

W.P (MD) No. 1324 of 2020

20.02.2020

SMA/28/02/2020/2P/5C