



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.12.2021

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.No.3515 of 2021

V.Ramasubramanian

... Petitioner

Vs.

1. The Director,  
Reserve Bank of India (RBI),  
Chennai Government of Tamil Nadu Branch,  
No.16, Rajaji Salai, Fort Glacis,  
Chennai - 600 001, Tamil Nadu.
2. The General Manager,  
George Town Co-operative Bank Ltd,  
No.8512, No.1/62, Krishnappa Agraharam Street,  
Chennai - 79.
3. The Branch Manager,  
George Town Co-operative Bank Ltd,  
No.8512, G.T.C. Branch,  
Perambur High Road (Near Bus Stand),  
Perambur, Chennai - 600 011.

4. S.Rajamani Ammal (deceased)

... Respondents

Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the 2nd to 3rd respondent based on the petitioner representation dated 19.01.2021 to release the 4th respondent fixed deposit amount and Savings Bank Account Rs.11,34,940/- in the Nominee name of the petitioner.

For Petitioner : Mr.B.Chandran  
For Respondent 1 : No Appearance  
For Respondent 2 & 3 : Mr.S.Ravi

O R D E R

The petitioner has filed this writ petition seeking issuance of Writ of Mandamus to direct the 2nd and 3rd



respondent to consider the petitioner's representation and release the 4th respondent's fixed deposit amount and the amount in Savings Bank Account.

2. The case of the petitioner is that he was taking care of the 4<sup>th</sup> respondent/deceased and the 4<sup>th</sup> respondent had Savings Accounts and Fixed Deposit Account in the 3<sup>rd</sup> respondent bank and the total amount deposited in the above said accounts is Rs.11,34,940/- and since the deceased/4<sup>th</sup> respondent had no legal heirs, the petitioner is the one who was handling the bank accounts of the deceased/4<sup>th</sup> respondent and he was assigned as the nominee of the deceased/4<sup>th</sup> respondent. While being so, the 4<sup>th</sup> respondent passed away and being the nominee, the petitioner is entitled to receive the outstanding amount in the 4<sup>th</sup> respondent's accounts. Therefore, the petitioner made representation on 12.12.2020 and since no action was taken on the said representation, the petitioner made another representation dated 19.01.2021 before the respondents 1 to 3. However, till date no order was passed on the said representations. Hence, the present petition is filed.

3. Though very many grounds have been raised, learned counsel for the petitioner submits that it would suffice if this Court issues direction to 2<sup>nd</sup> and 3<sup>rd</sup> respondents to consider the petitioner's representation dated 19.01.2021 and pass orders on the same within a particular time frame fixed by this Court.

4. The learned Government Advocate has no serious objection for said order being passed.

5. In view of the aforesaid submissions, this Court without expressing any opinion on the merits of the case directs the 2<sup>nd</sup> and 3<sup>rd</sup> respondents to consider the petitioner's representation dated 19.01.2021 in accordance with law and if there is no legal impediment or rival claim, the 2<sup>nd</sup> and 3<sup>rd</sup> respondents shall pass orders within a period of four weeks from the date of receipt of a copy of this order.

6. This writ petition is accordingly disposed of. No costs.

Sd/-

Assistant Registrar(CS-VI)

// True Copy //

Sub Assistant Registrar



To

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+1cc to Mr.B.Chandran, Advocate SR.No.64959  
+1cc to Mr.S.Ravi, Advocate SR.No.64990

W.P.No.3515 of 2021

KSM (CO)  
CB(10/01/2022)