



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06.09.2021

CORAM

THE HON'BLE MR.JUSTICE SETHILKUMAR RAMAMOORTHY

W.P.(MD)No.15894 of 2021

Ramamoorthi

... Petitioner

Vs.

1. The Tahsildar,
Virudhunagar Taluk,
Virudhunagar District.

2. The Sub-Registrar,
Sub Registrar's Office,
Virudhunagar,
Virudhunagar District.

... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the second respondent to issue the petitioner's son's Birth Certificate afresh by including his name in 'Name/பெயர்' column as 'Vishnuprakash/விஷ்ணுபிரகாஷ்' and to correct petitioner's name as 'N.ராமமூர்த்தி', by considering educational certificates, records and passport of his son Vishnuprakash.

For Petitioner : Mr.M.Solaisamy

For Respondents : Mr.P.Subbaraj, Counsel for State.

O R D E R

The petitioner seeks the reissuance of a birth certificate by including the name of his son, Vishnuprakash, in such birth certificate and also to correct his name as N.Ramamoorthi instead of N.Ramamoorthathi as wrongly mentioned therein.

2. The petitioner states that his elder son Vishnuprakash was born on 19.10.1991. During the relevant period, his wife Guruvammal was working as a nurse at Sankaralingapuram Health Centre. His son was born at Sankaralingapuram village. The birth of his son was duly registered on 21.10.1991 under the Registration of Births and Deaths Act,1969. Upon registration, the Village Administrative Officer, Sankaralingapuram, issued a certificate indicating the name and date of birth of his son. At present, the petitioner's son works at Singapore and requires a birth certificate. Upon approaching the second respondent in such regard, a birth certificate was issued on 15.07.2021. However, it is stated that such birth certificate contains an error as regards the petitioner's name and does not mention the name of the petitioner's son. The present writ petition is filed in such facts and circumstances.



3. Mr, P.Subbaraj, learned counsel for the State, accepts notice on behalf of both the respondents. He submits that the second respondent may be directed to consider the petitioner's request for reissuance of the birth certificate.

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4. The petitioner has enclosed the certificate issued by the Village Administrative Officer, Sankaralingapuram. Such certificate indicates the name of the petitioner. It also indicates the date and place of birth. In addition, the petitioner has enclosed the Aadhaar card of his son and the SSLC and HSC certificates issued to his son. Such certificates also contain the correct name of the petitioner's son R.Vishnuprakash. As such, the petitioner has made out a case for the consideration of the application for reissuance of the birth certificate.

5. Accordingly, the petitioner is permitted to submit a fresh application to the second respondent by enclosing the documents submitted before this Court as also an authorization from his son. Such fresh representation shall be submitted within a period of two weeks from the date of receipt of a copy of this order. Upon receipt thereof, the second respondent is directed to take all the aforesaid documents into consideration and take a reasoned decision within a period of two months from the date of receipt of such fresh representation.

6. W.P(MD).No.15894 of 2021 is disposed of on these terms without any order as to costs.

Sd/-

Assistant Registrar (P&A)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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To

1. The Tahsildar,
Virudhunagar Taluk,
Virudhunagar District.
2. The Sub-Registrar,
Sub Registrar's Office,
Virudhunagar, Virudhunagar District.

+1 CC to M/s.GP (SR-28361[F] dated 07/09/2021)

+1 CC to M/s.M.SOLAISAMY, Advocate (SR-28375[F] dated 07/09/2021)

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