



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.06.2022

CORAM

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN

W.P. (MD) No. 13016 of 2022

WEB COPY

Ibrahim Badhusha

... Petitioner

Vs.

1. The Sub Collector,
Sub Collector Office,
Sivakasi Division,
Virudhunagar District.

2. The Commissioner of Municipality,
O/o the Commissioner of Municipality,
Sivakasi.

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, to direct the respondents for issuance of the death certificate of the petitioner's wife namely Syed Ali Fathima by considering the petitioner's representation dated 18.04.2022.

For Petitioner : Mr.S.M.A.Jinnah

For R1 : Mr.N.Ramesh Arumugam
Government Advocate

For R2 : Mr.A.Devasenar

O R D E R

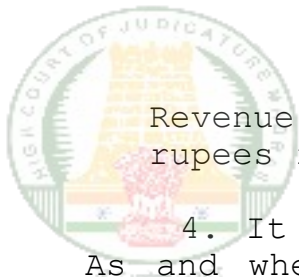
Heard the learned counsel on either side.

2. The petitioner's wife Syed Ali Fathima committed suicide on 10.03.2019. The petitioner seeks issuance of the death certificate. Since the petitioner's request was not processed, the present writ petition came to be filed.

3. When the matter was taken up for hearing, the learned standing counsel for R2 draws my attention to Rule 9(3) of Tamil Nadu Registration of Births and Deaths Rules, 2000. It reads as follows:-

9. Authority for delayed registration and fee payable thereof under Section 13:

3. Any birth or death which has not been registered within one year of its occurrence shall be registered by an order of the Executive Magistrate not below the rank of a



Revenue Divisional Officer and on payment of late fees of rupees five hundred.

4. It is for the petitioner to follow the statutory procedure. As and when such application is made, the first respondent shall dispose of as expeditiously as possible. If the petitioner succeeds in getting an order from the jurisdictional authority, it goes without saying that the second respondent will necessarily comply with the same.

5. The Writ Petition is disposed of accordingly. No costs.
Sd/-

Assistant Registrar (CS-I)

// True Copy //

/07/2022
Sub Assistant Registrar(CS)

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To

1.The Sub Collector,
Sub Collector Office,
Sivakasi Division,
Virudhunagar District.

2.The Commissioner of Municipality,
O/o the Commissioner of Municipality,
Sivakasi.

+1 CC to M/s.SPL.GP (SR-27988[F] dated 24/06/2022)

W.P. (MD) No.13016 of 2022
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RK/05.07.2022 : 2P/4C