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W.P.No.5017 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **22.02.2023**

CORAM:

THE HONOURABLE MR.JUSTICE C.V.KARTHIKEYAN

W.P.No.5017 of 2023

Mathangi ... Petitioner

Vs

1 The Tahsildar
Mambalam Taluk, New No.1, Old No.2,
Bharathidasan Salai, K.K.Nagar,
Chennai 600078
(Near R.T.O.Office BSNL Telephone Exchange)

2 The Revenue Inspector,
Mambalam Taluk, New No.1, Old No.2,
Bharathidasan Salai, K.K.Nagar,
Chennai 600078
(Near R.T.O.Office
BSNL Telephone Exchange)

... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, for the issuance of a Writ of Mandamus directing the respondents to conduct the proper enquiry and issue the legal heirship certificate infavour of the petitioner and her 2 sisters.

For the Petitioner : Mr.D.Yogeswaran

For the Respondents : Mr.S.J.Mohammed Sathik,
Government Advocate



W.P.No.5017 of 2023

ORDER

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Learned counsel for the petitioner is not present. However, learned Additional Advocate General is present.

2. The writ petition has been filed in the nature of a mandamus seeking a direction to the respondents particularly the first respondent/Tasildar, Mambalam Taluk, to conduct a proper enquiry and issue legal heirship certificate in favour of the petitioner and her two sisters.

3. The petitioner had applied for legal heirship certificate relating to one Vaisnavi, who died on 20.09.2014. The petitioner claims that she should be recognized as second class legal heir.

4. Learned Additional Advocate General had been very fair in stating that the said procedure adopted by the first respondent is not proper.

5. A direction is given to the first respondent to take the application on record and conduct proper enquiry and thereafter pass a considered order in the light of G.O.Ms. No. 478, Revenue and Disaster



W.P.No.5017 of 2023

Management Department dated 29.09.2022. The said order must be passed within a period of six weeks from the date of receipt of a copy of this order.

6. The writ petition stands disposed of. No costs.

22.02.2023

Index: Yes/no
mrn

To

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C.V.KARTHIKEYAN, J.

(mrn)

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