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W.P.No.14117 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : **18.05.2023**

CORAM:

THE HONOURABLE MR. JUSTICE C.V.KARTHIKEYAN

W.P.No.14117 of 2023

G.Prabhakar

... Petitioner

Vs.

1.The District Collector,
Tiruppur District.

2. The Revenue Divisional Officer,
Dharapuram,
Tiruppur District.

3. The Tahsildar,
Dharapuram Taluk,
Tiruppur District

4. N.Padmavathy

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, for the issuance of a writ of Certiorari Mandamus to call for the records relating to the impugned order in Na.Ka.No.1914/2021/E dated 06.02.2023 passed by the second respondent herein and quash the same as being illegal, arbitrary, unconstitutional and consequently direct the 3rd respondent to process and issue legal heir certificate to the petitioner as per the application dated 11.03.2020.

For Petitioner
For Respondents

: Mr.T.Sundaravadanam
: Mrs.R.Anitha
Special Government Pleader
for respondents 1 to 3



W.P.No.14117 of 2023

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ORDER

The writ petition has been filed in the nature of a certiorari questioning an order passed by the Revenue Divisional Officer at Dharapuram, wherein, an appeal was filed relating to recognition of the petitioner as the legal heir consequent to his relationship as a grandson.

2. It is stated that the Government had passed G.O.Ms.No.478, Revenue & Disaster Management, relating to issuance of legal heirship certificates on 29.09.2022.

3. It is complained that the order impugned does not follow the guidelines stipulated in the said Government order. Though it is dated, 06.02.2023, there is no reference to the Government Order aforementioned. The impugned order is set aside and the matter is remitted back to the authority in original namely the Tahsildar at Dharapuram. The petitioner may file a fresh application through online seeking legal heirship certificate and on receipt of such online application, the Tahsildar may issue notice not only to the petitioner but also to the fourth respondent herein, examine the relevant guidelines which are given under the aforementioned Government Order and proceed in the manner



W.P.No.14117 of 2023

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known to law and dispose of the application of the petitioner within a period of six weeks from the date of receipt of a copy of the filing of the application.

4.The writ petition stands disposed of. There will be no order as to costs. Consequently, W.M.P.No.13745 of 2023 is closed.

18.05.2023

Intex : Yes/No
Internet : Yes/No
Neutral Citation : Yes/No
mrn

To

- 1.The District Collector,
Tiruppur District.
2. The Revenue Divisional Officer,
Dharapuram,
Tiruppur District.
3. The Tahsildar,
Dharapuram Tilak,
Tiruppur District



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W.P.No.14117 of 2023

C.V.KARTHIKEYAN, J.
mrn

W.P.No.14117 of 2023

18.05.2023