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W.P.(MD)NO.30796 OF 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.12.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.30796 of 2023 AND
W.M.P.(MD)No.26447 of 2023

Moses

... Petitioner

Vs.

1. The District Collector,
Madurai District.

2. The Tahsildar,
Madurai North Taluk,
Collectorate Campus,
Madurai – 625 020.

... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, calling for the records relating to the impugned order passed by the 2nd respondent in his proceedings in Na.Ka.No.3274/2023/C1, dated 17.07.2023 and quash the same as illegal and consequent direction may be issued to the 2nd respondent to issue legal heir certificate to the petitioner for his brother Immanuel Joshua within a stipulated time.

For Petitioner : Mr.T.Augustine Ebenezer

For Respondents: Mr.S.Ra.Ramachandran,
Additional Government Pleader.

* * *



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ORDER

Heard both sides.

2. While I do not interfere with the impugned order, considering the special facts and circumstances of this case, the petitioner is given one more opportunity.

3. The petitioner is directed to appear before the second respondent 22.02.2024 at 3.00 p.m. and place all the materials to show that he is a class-II legal heir of the deceased person. Based on the materials to be placed by the petitioner, the second respondent will pass an order afresh on merits and in accordance with law. This writ petition stands disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

21.12.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No

PMU



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Madurai District.
2. The Tahsildar,
Madurai North Taluk,
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4

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G.R.SWAMINATHAN,J.

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