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W.P.(MD)NO.30747 OF 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.12.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.30747 of 2023 AND
W.M.P.(MD)Nos.26418, 26419 & 26421 of 2023

P.Maragatham

... Petitioner

Vs.

1. The Commissioner of Social Welfare Officer,
Women Empowerment Department,
Lady Willington College Campus,
Kamarajar Salai,
Chennai – 600 005.

2. The District Social Welfare Officer,
Thoothukudi District,
Thoothukudi.

3. The Commissioner,
Vilathikulam Panchayat Union,
Vilathikulam,
Thoothukudi District.

... Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records relating to the online rejection by the second respondent dated 01.12.2023 of the on-line application of the petitioner dated 31.03.2022 seeking for assistance for the marriage of her daughter under E.V.R.Maniamaiyar Ninaivu Marriage Assistance Scheme II with one R.Venkatesh who is serving in Indian Army and



quash the same as illegal and consequently direct the second respondent to sanction and pay the assistance contemplated under E.V.R. Maniamaiyar Ninaivu Marriage Assistance Scheme II for the marriage of her daughter Ramya Muthulakshmi within the time frame as fixed by this Court.

For Petitioner : M/s.W.Pamelin

For R-1 & R-2 : Mr.M.Sidharthan,
Additional Government Pleader.

* * *

ORDER

Heard both sides.

2. The petitioner's husband had passed away way back on 12.02.2021. Widow certificate has been enclosed in the typed set of papers. The petitioner is having a daughter by name Ramya Muthulakshmi. She has to be given in marriage. The petitioner applied under E.V.R.Maniamaiyar Ninaivu Marriage Assistance Scheme for daughters of poor widows in Tamil Nadu. The petitioner's request was rejected by a non-speaking order. Challenging the same, the present writ petition came to be filed.



3. The second respondent is directed to revisit the issue. On going through the materials enclosed in the typed set of papers, I am satisfied that the petitioner fulfils all the relevant criteria. Her annual income is Rs.72,000/-. If unless the second respondent is able to notice any other insurmountable impediment, financial assistance of the aforesaid scheme shall be provided to the petitioner. The impugned rejection order is set aside. This writ petition stands allowed. No costs. Consequently, connected miscellaneous petitions are closed.

21.12.2023

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

PMU

To:

1. The Commissioner of Social Welfare Officer,
Women Empowerment Department,
Lady Willington College Campus,
Kamarajar Salai,
Chennai – 600 005.
2. The District Social Welfare Officer,
Thoothukudi District,
Thoothukudi.



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G.R.SWAMINATHAN,J.

PMU

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