



WP(MD)No.17893 of 2017

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Dated: 10.01.2024

CORAM:

THE HONOURABLE MR.JUSTICE **B.PUGALENDHI**

WP (MD) No.17893 of 2017

- 1.V.Gomathi
- 2.V.Niranjana
- 3.V.Saravana Kumar
- 4.V.Palanikumar

... Petitioners

Vs

- 1.Union of India,
Represented by its
Secretary to Government of India
Ministry of Communication and Technology,
New Delhi - 110 001.
- 2.The Chief Post Master General,
RPLI (Rural Postal Life Insurance),
Tamil Nadu Circle,
Anna Salai, Chennai - 600 002.
- 3.The Superintendent of Post of Office,
Theni Division,
Theni - 625 531.
- 4.The Dean,
Theni Government Medical College &
Hospital K.Vilakku,
Theni, Theni District.



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5.The Government Hospital of
Thoracic Medicine (TB Hospital),
Tambaran Sanatorium,
Chennai 48.

6.The In - charge,
Tamil Nadu AIDS Control Society,
No.417, Pantheons Salai,
Egmore Chennai - 8.

[R5 to R7 are impleaded
vide Court order dated
03.01.2014]

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of writ of certiorarified mandamus to call for the records relating to the impugned order issued by the 2nd respondent in his proceeding letter dated 16.10.2014 that the rejection of the 1st petitioner's claim to the insurance amount of the life-assured / petitioner's husband and to quash the same as unlawful and consequently directing the respondents to pass suitable order for payment of claim amount to the petitioners on the three Rural Postal Life Insurance Policies numbers are R-TN-E-A2697502, R-TN-EA2734038 and R-TN-EA-2723162, taken on the life of the 1st petitioner's late husband in their capacity as his legal heirs within the reasonable time that may be fixed by this Court.



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For Petitioners : No appearance
For Respondent : Mr.Raja Raman,
Nos.1 to 3 Central Govt Standing Counsel
For Respondent : Mr.G.V.Vairam Santhosh
Nos.4 to 6 Additional Govt.Pleader

ORDER

The 1st petitioner is a widow. The husband of the 1st petitioner had taken insurance policies from the Postal Department on 17.03.2014, 19.03.2014 and 24.03.2014. Unfortunately, the petitioner's husband died on 23.06.2014 due to heart attack. The petitioner claimed for the insurance amount, but the said claim was repudiated that the insurance policies were taken by means of fraud. Aggrieved over that, the present writ petition was filed in the year 2017.

2.When this writ petition is taken up for hearing today, there is no representation for the petitioners.



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3.The learned counsel appearing for the respondents submits that the husband of the 1st writ petitioner had taken the above three policies with the sum assured of Rs.5 lakhs each. Further, he was suffered from HIV and he was on the death bed. Suppressing all these facts, three policies have been taken at three different places and dates in the name of the 1st petitioner's husband, namely Velmurugan, that too just three days before his death. Considering the manner, in which the policies were taken, the claim was repudiated.

4.Recording the above submission this writ petition is dismissed. No costs.

10.01.2024

Internet : Yes / No

DSK



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