



W.P.No.9703 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

WEB COPY

DATED: 20.03.2025

CORAM:

THE HONOURABLE MR. JUSTICE **D.BHARATHA CHAKRAVARTHY**

W.P.No.9703 of 2025

SOBANA GOWTHAMAN

... Petitioner

Vs

1. THE DISTRICT COLLECTOR
THE OFFICE OF THE DISTRICT COLLECTOR,
KRISHNAGIRI.
2. THE THASILDAR
THALUK OFFICE,
OLD MADRAS HIGHWAYS,
BARGUR, KRISHNAGIRI - 635 104.

... Respondents

Prayer: Writ Petition filed under Article 226 of Constitution of India for the issuance of Writ of Mandamus, directing the second respondent to cancel the Legal Heir Certificate in No.TN-7202107013571 dated 20.07.2021, considering the petitioner's representation dated 20.02.2025

For Petitioner : Mr.D.Ashok
for Mr.M.Mohamed Afridi

For R1 & R2 : Mr.R.Neelakandan,
Additional Advocate General VIII
assisted by Mr.R.Balamurugan
Government Advocate



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ORDER

The prayer in the writ petition is to cancel the Legal Heir Certificate granted in No. TN-7202107013571 dated 20.07.2021, considering the petitioner's representation dated 20.02.2025.

2. Upon hearing the learned counsel appearing on behalf of the petitioner, as well as the learned Additional Advocate General VIII appearing on behalf of the respondents, it seems that the grievance of the petitioner is that she married the late *A. Gowthaman* after the death of his first wife, *Manonmani*. However, the children of the said *Manonmani*, namely *Jawahar* and *Santosh*, applied for the legal heirship certificate and only the name of the said sons was included in the legal heirship certificate, while the petitioner's name was not included.

3. As rightly contended by the learned Additional Advocate General VIII appearing on behalf of the respondents, with regard to the grievance of the petitioner, the legal heirship certificate need not be canceled. However, as per the Government Order, the authorities have the power to review the legal



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heirship certificate and include the petitioner's name, provided that the petitioner can satisfy the authorities that she is the wife of the late *A. Gowthaman*.

4 In view thereof, this writ petition is disposed of on the following terms:-

(i) The petitioner's representation dated 20.02.2025 shall be taken up for inquiry by the second respondent, the Tahsildar.

(ii) The second respondent shall issue a notice of hearing to the petitioner, as well as to the said *Jawahar* and *Santosh* and consider and decide the issue in the manner known to law. If it is ultimately found that the petitioner is also the wife of the late *A.Gowthaman*, her name can also be included in the legal heirship certificate.

(iii) The said exercise shall be completed within a period of twelve weeks from the date of receipt of the web copy of the order, without waiting for the certified copy of the order. No costs.

20.03.2025

Neutral Citation: Yes/No
nsl



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D.BHARATHA CHAKRAVARTHY, J.

nsi

To

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KRISHNAGIRI.
2. THE THASILDAR
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