



W.P.No.8658 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.11.2025

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.No.8658 of 2024

U.Shoban Kumar

.. Petitioner

Vs.

1. The Regional Divisional Officer,
The Office of Revenue Department,
Anna Salai, Guindy,
Chennai – 600 032.

2. U.Parthan

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the first respondent to handover the custody of senior citizen mother from the second respondent to the petitioner by considering the petitioner's representation dated 16.11.2023.

For Petitioner	:	Mr. Velmuruga Parthiban for Ms.K.Chandra
For Respondent-1	:	Mrs. S.Anitha Special Government Pleader
For Respondent – 2	:	Mr.P.Sesubalan Raja

ORDER

This Writ Petition has been filed seeking a direction to the first respondent to handover the custody of senior citizen mother from the second respondent to the petitioner by considering the petitioner's representation



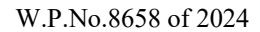
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dated 16.11.2023.

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2. The learned counsel appearing for the petitioner submitted that in the year 2005, during the engagement of the petitioner's sister, his mother had an episode and later, it was diagnosed that his mother was affected from Schizophrenic disorder and severely depressed. Therefore, the Psychiatrist advised the petitioner to give medicines to his mother regularly, as such, the petitioner was taking care of his mother in good condition. While so, in the year 2018, after the demise of his father, his elder brother took her mother to his residence stating that he wanted to take care of his mother for some time. Therefore, the petitioner informed him about the medications and the complications of his mother's disease. However, without considering the same, his elder brother has been keeping his mother in his residence. Therefore, the petitioner made a representation to the first respondent and as there was no action taken on the same, the petitioner has filed this present Writ Petition.

3. The learned Special Government Pleader appearing for the first respondent submitted that during the pendency of this Writ Petition, on the basis of the representation made by the petitioner and pursuant to the direction



4. The learned counsel appearing for the second respondent submitted that the mother of the second respondent and the petitioner is staying with the second respondent and she expressed her willingness to stay along with the second respondent. As she is comfortable in staying with the second respondent and expressed the same to the first respondent during the enquiry conducted, the first respondent passed the proceedings closing the representation of the petitioner.

5. Heard the learned counsel appearing for the petitioner, the learned



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Special Government Pleader appearing for the first respondent and the learned
counsel appearing for the second respondent.

6. In view of the fact that admittedly, the first respondent conducted an enquiry on the representation dated 16.11.2023 made by the petitioner seeking custody of her mother and found that the mother of the petitioner expressed her willingness to stay along with the second respondent and the first respondent also considered the representation of the petitioner vide his proceedings dated 22.05.2024, if at all the petitioner wants to see her mother, he can very well go to his elder brother's house and see her.

7. With the aforesaid observation, this Writ Petition stands disposed of.
No costs.

07.11.2025

SRM

Index : Yes/No
Speaking/Non-speaking order
Internet : Yes
Neutral Citation : Yes/No



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To

The Revenue Divisional Officer,
Office of the Revenue Divisional Officer,
Anna Salai, Guindy,
Chennai – 600 032.



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M.DHANDAPANI, J.

SRM

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