



WEB COPY



W.P.No.16867 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.06.2025

CORAM

THE HONOURABLE Mr.JUSTICE N. ANAND VENKATESH

W.P.No.16867 of 2025

Sathyavani

.. Petitioner

Vs

1.The Revenue Divisional Officer

Mettur Taluk

Salem District

2.The Tahsildar

Mettur Taluk

Salem District

3.Chinnathaiyi

4.Ammaniammal

5.Periyannan

6.Kandasamy

.. Respondents



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Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of certiorarified mandamus to call for the records pertaining to the impugned order passed by the 1st respondent dated 27.02.2025 bearing MU.MU No.566/2025/VU and quash the same and subsequently issue legal heir certificate to the petitioner for the death of his father namely Ranganathan, S/o.Kandasamy.

For Petitioner : Mr.C.Deepakkumar
For RR1 and 2 : Mr.R.Neelakandan
Additional Advocate General
Assisted by Mr.K.Suresh
Government Advocate

ORDER

This writ petition has been filed challenging the impugned proceedings of the 1st respondent dated 27.02.2025 and for a consequential direction to the 2nd respondent to issue legal heirship certificate to the petitioner.

2. Heard Mr.C.Deepakkumar, learned counsel for the petitioner and Mr.R.Neelakandan, learned Additional Advocate General, assisted by Mr.K.Suresh, learned Government Advocate appearing for the respondents 1 and 2 and perused the materials placed before this Court.

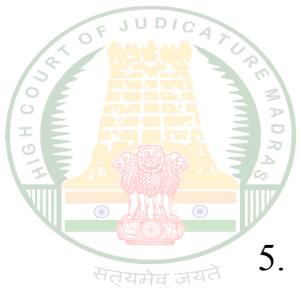


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3. The case of the petitioner is that her father late Ranganathan was married to one Chinnapillai. Two daughters were born out of the wedlock. Chinnapillai died in the year 1999. In the meantime, Ranganathan was married to the 3rd respondent even during the subsistence of his 1st marriage and a daughter and two sons were born who are respondents 4 to 6. The petitioner submitted an application to the 2nd respondent seeking for legal heirship certificate. The same was rejected on the ground that the names of other legal heirs were not included in the application. Aggrieved by the same, an appeal was filed before the 1st respondent and the 1st respondent, through the impugned proceedings dated 27.02.2025, rejected the petitioner's application. It is under these circumstances, the present writ petition came to be filed before this Court.

4. The learned counsel for the petitioner submitted that the petitioner will not have any objection in adding the names of the children of the second wife. However, they will not be able to submit an application, since they are at loggerheads and the identity proof of the children of the second wife is not available.



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5. Considering the facts and circumstances of the case and the materials placed before this Court, the matter is remanded back to the file of the 2nd respondent and the 2nd respondent is directed to deal with the application submitted by the petitioner and issue the legal heirship certificate by adding the names of the respondents 4 to 6 who are the daughter and two sons born to the second wife. If the same is done, no one will be aggrieved and the problem can be resolved. This process shall be completed by the 2nd respondent within a period of four weeks from the date of receipt of a copy of this order.

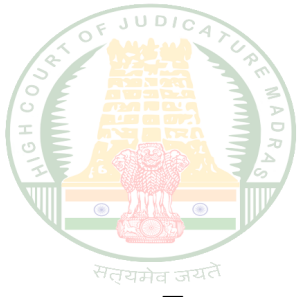
This writ petition is disposed of with the above direction. No costs.

02.06.2025

Index : Yes/No

Neutral Citation : Yes/No

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To

1.The Revenue Divisional Officer
Mettur Taluk
Salem District

2.The Tahsildar
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N. ANAND VENKATESH, J.

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