



WEB COPY

WP No.15320 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26-06-2025

CORAM

THE HONOURABLE MRS.JUSTICE N.MALA

WP.No.15320 of 2025

S.Savarimuthu, (M/87),
S/o. Sathiyathan,
Mangalam Kattu Kottai,
Erudaiyampattu Village and Post,
Vanapuram Taluk,
Kallakurichi District - 605 702.

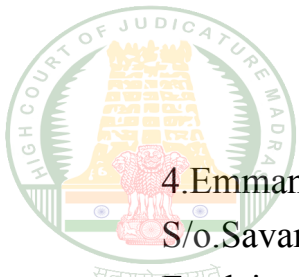
Petitioner(s)

Vs

1.The Revenue Divisional Officer,
Office of the Revenue Divisional Officer,
Kallakurichi District - 606202.

2.The Sub-Inspector of Police,
Moongilduraipattu Police Station,
Kallakurichi District – 605702.

3.Josephraj, (M/58)
S/o. Savarimuthu,
Mangalam Kattu Kottai,
Erudaiyampattu Village and Post,
Vanapuram Taluk,
Kallakurichi District - 605 702.



4.Emmanuelraj, (M/45)
S/o.Savarimuthu, Mangalam Kattu Kottai,
Erudaiyampattu Village and Post,
Vanapuram Taluk,
Kallakurichi District – 605702.

5.Bakkiyaraj, (M/43)
S/o.Savarimuthu, Mangalam Kattu Kottai,
Erudaiyampattu Village and Post,
Vanapuram Taluk,
Kallakurichi District – 605702.

6.B.Lourdu Sasikala, (F/38)
W/o. Bakkiyaraj, Mangalam Kattu Kottai,
Erudaiyampattu Village and Post,
Vanapuram Taluk,
Kallakurichi District – 605702.

Respondent(s)

PRAAYER: Writ Petition filed under Article 226 of the Constitution of India, praying for the issuance of a direction in the nature of Writ of Mandamus, directing the 1st respondent to conduct enquiry and pass orders to vacate the 5th and 6th respondents from the house and agricultural land, situated in Survey No.114/2, Mangalam Village, Vanapuram Taluk, Kallakurichi District by considering the petitioner's complaint dated 24.02.2025, within stipulated time may be fixed by this Hon'ble High Court and thus render Justice.

For Petitioner: Mr.G.Anandaraj

For Respondents: Mr.A.Anandan,
Government Advocate for R1
Mr.R.Kishore Kumar,
Government Advocate for R2



ORDER

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2. The petitioner, a senior citizen residing in Mangalam Village, Kallakurichi District, has five sons and three daughters, all of whom are married and settled separately. He lost his wife, Soundariammal, in February 2022 due to alleged ill-treatment by his son (5th respondent) and daughter-in-law (6th respondent). The petitioner had orally received two parcels of agricultural land through family partition in 1980, which he later settled in favour of his third son (3rd respondent) via registered deeds in January 2018. The 3rd respondent subsequently sold the lands to the 4th respondent, who allowed the petitioner to reside in the house and provided basic amenities. However, on 22.08.2023, the 5th and 6th respondents allegedly forcefully occupied the house and land with the



help of hired goons and evicted the petitioner. The petitioner, now homeless and neglected, claims to be begging for food and medical aid.

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3. Learned counsel appearing for the petitioner submits that despite lodging a complaint under Section 23 of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007 on 24.02.2025, the 1st respondent failed to initiate any enquiry or provide relief. Although an enquiry was held by the 2nd respondent on 07.03.2025, it resulted only in oral instructions with no effective outcome. He argues that the inaction of the authorities violates his fundamental rights under Articles 14, 19, and 21 of the Constitution. He further submits that the 5th and 6th respondents continue to harass him and that the authorities failed to protect his right to life with dignity. Hence, this case.

4. Learned Government Advocate appearing for R1 submits that already an enquiry has been initiated by the 1st respondent and requests three months to complete the enquiry.

5. Heard both sides and perused the materials available on record.

6. Without going into the merits of the case, the first respondent is directed to conduct conclude the enquiry on merits, in accordance with law and



pass appropriate orders within a period of three months from the date of receipt of a copy of this order.

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In the result, the writ petition stands disposed of with the above observations and direction. No costs.

26.06.2025

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Index: Yes/No

Speaking order: Yes/No

Neutral Citation: Yes/No

To

1.The Revenue Divisional Officer,
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2.The Sub-Inspector of Police,
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