



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-07-2025

WEB COPY

CORAM

THE HONOURABLE MR JUSTICE N. ANAND VENKATESH

WP No. 28143 of 2025

and

WMP No. 31573 of 2025

Veeraswamy Educational Trust
Rep. By Its Chairman Cum Managing
Trustee, Having Address At Village
Hospital Campus, Vettamangalam West,
Vettamangalam Post,
Karur District 639 117.

Petitioner(s)

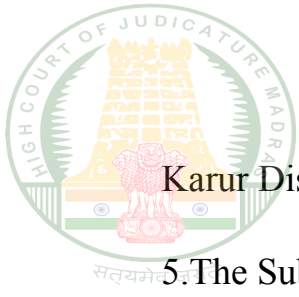
Vs

1.The Revenue Divisional Officer
Chennai South, Guindy, Chennai.

2.The Tahsildar
Mylapore Taluk,
R.A. Puram, Chennai.

3.The District Registrar
Karur District.

4.The Sub Registrar
Velayuthampalayam SRO,



Karur District 639 117.

5.The Sub Registrar

Chinna Dharapuram SRO,

Karur District 639 202.

6.The Superintendent Of Police

Karur District.

7.The Inspector Of Police

Velayuthampalayam Police Station,

Karur District.

8.The Inspector Of Police

R.A. Puram Police Station,

Chennai.

9.Karen Velappan

10.Asha Velappan Veerasamy

11.Anand Velappan

Respondent(s)

PRAYER

directing the respondents 1 and 2 to conduct enquiry as to the documents submitted for obtaining legal heir certificate Ref-TN-7202311301400, dated 06.12.2023, Mylapore Taluk, Chennai District in terms of Clause 10 of G.O.Ms.No.478, Revenue and Disaster Management [RA-3(2)] Department dated 29.09.2022 by considering petitioner's representation dated 07.05.2025, 09.05.2025, 14.07.2025.

For Petitioner(s): Mr.R.Prabakar

For Respondent(s): Mr.G.Velu, AGP For R1 & R2
Mr.E.Veda Bagath Singh, SGP
For R3 to R5



ORDER

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2. Heard Mr.P.Prabakar, learned counsel for the petitioner, Mr.G.Velu, Additional Government Pleader appearing on behalf of the respondents 1 and 2 and Mr.E.Veda Bagath Singh, learned Special Government Pleader appearing on behalf of the respondents 3 to 5.

3. The specific case of the petitioner is that the founder Trustee Velappan executed a 'Will' in favour of the petitioner / Trust on 28.07.2009. While so, after the demise of the said Velappan, private respondents attempted to get a false declaration by filing O.P.No.54 of 2022 before the Principal District Court,



Karur. The petitioner also submitted their objections. Later it was withdrawn on

24.07.2023. Thereafter, with a view to deal with the properties belonging to the

petitioner Trust, the private respondents approached the Tahsildar and sought for

issuance of a legal heirship certificate. The legal heirship certificate was also

issued by proceedings dated 06.12.2023. Relying upon the same, an attempt is

now being made by the private respondents to alienate the property. It is under

these circumstances that the petitioner gave representations for cancellation of

the legal heirship certificate. Since the same was not considered, the present

writ petition has been filed.

4. In the considered view of this Court, the legal heirship certificate is

more in the nature of a relationship certificate. Mere issuance of legal heirship

certificate does not vest any right on the parties in whose name the legal

heirship certificate is given since all the parties are governed by their respective

personal law. This position has been made very clear even in the latest

Government order that was issued in G.O.Ms.No.110, Revenue and Disaster

Management, Revenue Administration Wing, RA-3(2) Section dated



13.03.2024.

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5. In view of the above, it is made clear that just because the legal heirship certificate has been issued in the name of the private respondents, that does not mean that any right has been created in their favour. This legal heirship certificate merely explains the relationship of the private respondents to that of the deceased and nothing more. Therefore, on the strength of the legal heirship certificate, the private respondents cannot deal with the property which, according to the petitioner, has already vested in the Trust. This clarification is sufficient to take care of the grievance expressed by the petitioner.

6. This Writ Petition is disposed of with the above clarification. No costs.

Consequently, the connected Miscellaneous Petition is closed.

30-07-2025

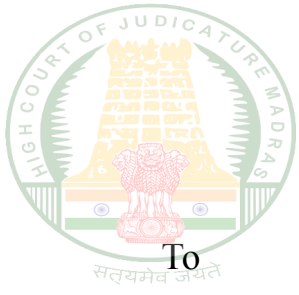
Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

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