



WEB COPY

WP No. 35529 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19-09-2025

CORAM

THE HONOURABLE MR JUSTICE M.DHANDAPANI

**WP No. 35529 of 2025
AND WMP NO. 40203 OF 2025**

Topaze Nocolette

Petitioner(s)

Vs

1. The District Collector
Singaravelar Maligai,
No. 62 Rajaji Salai,
Chennai 600 001.

2.The Chief Registrar of Births And Deaths
Department Of Public Health And
Preventive Medicine,
No. 359, DMS Complex,
Anna Salai, Teynapet,
Chennai 600 006.

3.The Registrar Of Birth And Death
Grater of Chennai Corporation,
Division 59A, Zone – 5,
No. 62, Basin Bridge Road Ltd,
Washerment Pet, Chennai 600 021.

4.Cristy Jacqueline Bennet

Respondent(s)



PRAYER; This writ petition is filed under Article 226 of Constitution of India, to issue a writ of certiorarified Mandamus to call for the records of the 3rd respondent with regards to the death Certificate of Late Eldon Judge Martin bearing Registration No. D -2025 33-16549-004403 dated 01.07.2025 and quash the same as its arbitrary false and no est in law and consequently direct the respondents to issue an Revised Death certificate with the petitioners name Topaze Nicolette under the category of Name of the Wife instead of Cristy I Jacqueline Bennet.

For Petitioner(s): Ms.N.Lakshmi Priya
For Respondents: Mr.E.Sundaram, GA RR1 & 2
Mr.E.C.Ramesh, R3
R4 - NDW

ORDER

This petition has been filed seeking to quash proceedings the 3rd respondent with regards to the death Certificate of Late Eldon Judge Martin bearing Registration No. D -2025 33-16549-004403 dated 01.07.2025 and consequently direct the respondents to issue an Revised Death certificate with the petitioners name Topaze Nicolette under the category of Name of the Wife instead of Cristy I Jacqueline Bennet.

2. It is the case of the petitioner that the petitioner married Eldon Jude Martin on 27.08.2020 at Chennai as per Christian Rites and the same was registered. On 19.08.2025 the petitioner's husband died due to pulmonary edema. However, the computerised death certificate dated 01.07.2025 issued by the Registrar of Births and Deaths, Greater Chennai Corporation and in the



death certificate, it was wrongly mentioned the estranged first wife viz., Cristyl Jacqueline Benett as spouse. The petitioner has made representation dated 03.07.2025 to the District Collector, Chennai for rectification and no action was taken and hence, the present writ petition.

3. The learned counsel for the petitioner submitted that the petitioner's husband has divorced his first wife vide Divorce OP. No.14722 of 2022 on the file of the III Additional Family Court, Chennai dated 23.07.2013. Therefore, this Court may issue a direction to the third respondent to consider the petitioner's representation and pass appropriate orders within the stipulated time as fixed by this Court.

4. The learned Government Advocate submitted that after conducting enquiry, the petitioner's representation will be considered within the stipulated time as fixed by this Court.

5. Heard the learned counsel for the petitioner and perused the materials available on record. Since no adverse orders are passed against the 4th respondent and hence, notice to the 4th respondent is dispensed with.

6. Considering the facts and circumstances of the case and having regard the submissions made by the learned counsel on either side, this Court, without



interfering with the impugned order, directs the third respondent to consider the representation of the petitioner dated 03.07.2025 and pass orders on merits and in accordance with law, within a period of four weeks from the date of receipt of a copy of this order, after providing opportunity to the necessary parties.

7. With the above direction, the writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

19-09-2025

rlh

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



To

1. The District Collector

Singaravelar Maligai,

No. 62 Rajaji Salai Chenani 600 001.

2. The Chief Registrar Of Births And
Deaths

Department Of Public Health And
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Complex Anna Salai, Teynampet,
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3. The Registrar Of Birth And Death

Grater of Chennai Corporation,

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