

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08-12-2025

CORAM

THE HON'BLE MR JUSTICE N. SATHISH KUMAR

WP No. 47551 of 2025

Kaliyamurthi,
S/o.Mangaan,
Middle Street, Vayalur Colony,
Virudhachalam Taluk,
Cuddalore District.

..Petitioner(s)

Vs

1.The District Collector,
Cuddalore, Cuddalore District.

2.The District Revenue Officer,
Cuddalore, Cuddalore District.

3.The Revenue Divisional Officer,
Virudhachalam, Virudhachalam Taluk, Cuddalore
District.

4.The Tasildar,
Virudhachalam, Virudhachalam Taluk, Cuddalore
District.

5.Sulochana,
W/o.Kasinathan,

6.Manoranjitham
W/o.Kuppusamy

..Respondent(s)

PRAYER

Writ Petition is filed under Art.226 of Constitution of India seeking for issuance of Writ of Mandamus, directing the 2nd respondent to consider and pass final orders on the petitioner's appeal dated 05.07.2024 in Na.Ka. G2/ 2240953/ 2024 within a time frame

For Petitioner(s): Mr.K.Prabakaran

For Respondent(s): Mr.Yogesh Kannadasan
Special Govt. Pleader for R1 to R4

Order

This Writ Petition has been filed seeking a direction directing the 2nd respondent to consider and pass final orders on the petitioner's appeal dated 05.07.2024 in Na.Ka.G2/2240953/2024 within a time frame.

2. The grievance of the petitioner is that the property admeasuring to an extent of 0.11 $\frac{3}{4}$ cent comprised in R.S.No.149/2 bearing Patta No.294 situated at Vayalur Village, Virudhachalam Taluk, Cuddalore District was originally belongs to Sellan, Muthusamy, Chinnaamy Reddiyar and Narayanan by virtue

of assignment granted by the Government. The said Sellan died on 12.04.1961 leaving his only two daughters viz., Ammakannu and Annpoo as his legal representatives. The petitioner is the son of the said Ammakannu. After the demise of said four persons, the petitioner was in possession and enjoyment of the property allotted to the share of his grandfather viz., Sellan. While being so, at the time of UDR, mistakenly patta was issued in the name of Sellan, son of Muthusamy dated 26.03.1998 by removing the name of Sellan, Muthusamy, Chinnasamy Reddiyar and Narayanan. Based on the wrong entries made in the UDR patta, the respondents 5 and 6 have illegally obtained the death certificate of Sellan, son of Muthusamy before Municipal Corporation, Virudhachalam as if the Sellan died on 06.07.1982 and obtained legal heir certificate on 19.04.2023. Against which, the petitioner had given a complaint and in pursuance of the complaint, the 4th respondent conducted enquiry and forwarded the letter dated 17.05.2024 to the 3rd respondent recommending to cancel the said legal heirship certificate. After due enquiry, the same was cancelled. Subsequently, he filed an appeal dated 05.07.2024 before the 2nd respondent requesting to cancel the death certificate. The 2nd respondent had issued three

summons dated 19.08.2024, 14.11.2024 and 30.12.2024 and on receipt of same, he had appeared and submitted detailed explanation. But, so far, no order has been passed by the 2nd respondent. Hence, he seeks a direction.

3. Heard Mr.K.Prabakaran, learned counsel appearing for the petitioner, Mr.Yogesh Kannadasan, learned Special Government Pleader appearing for the respondents 1 to 4. Perused the materials available on record.

4. In view of the limited prayer sought in the Writ Petition, the 2nd respondent is directed to consider the petitioner's appeal and to pass orders on the petitioner's appeal dated 05.07.2024 in Na.Ka.No.G2/2240953/2024 on its own merit within a period of two months from the date of receipt of a copy of this order.

5. With the above direction, this Writ Petition stands disposed of. There shall be no order as to costs.

08-12-2025

Index: Yes

Speaking order

Neutral Citation: Yes

RPP

To

1.The District Collector,
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2.The District Revenue Officer,
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3.The Revenue Divisional Officer,
Virudhachalam, Virudhachalam Taluk, Cuddalore
District.

4.The Thasildar,
Virudhachalam, Virudhachalam Taluk, Cuddalore
District.

5.The Public Prosecutor,
High Court, Madras.

N.SATHISH KUMAR J.

RPP

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