



W.P(MD)No.24194 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 15.10.2025

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.24194 of 2025

Shanmugaiah

... Petitioner

Vs.

1.The Sub Registrar,
Sub Registrar Office,
Sankaran Kovil,
Tenkasi District.

2.C.Thottichiammal

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the refusal check slip dated 17/7/2025 on the file of the respondent consequently direct the 1st respondent to entertain and register the petitioner's family Settlement Deed 03.06.2025.

For Petitioner : Mr.Aayiram K.Selvakumar

For Respondents : Mr.D.Gandhiraj
Special Government Pleader for R.1

No Appearance for R.2



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the propounder of the Will is obliged to prove the same. If there is no opposition from the other legal heirs of the deceased individual, then the registering authority is not required to insist on proving the Will. When there is opposition, it is not open to the registering authority to go into the genuineness of the Will. This has to be done only by the jurisdictional civil Court.

4. Therefore, I am not in a position to interfere. The writ petitioner is granted liberty to move the jurisdictional civil Court. The registering authority will be bound by the outcome of the civil proceedings. It is needless to mention that in the civil suit the writ petitioner is obliged to implead all the other legal heirs of the deceased Packkiyam.

5. With the aforesaid liberty, this Writ Petition is disposed of. No costs.

15.10.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes / No
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G.R.SWAMINATHAN, J.

MGA

To

The Sub Registrar,
Sub Registrar Office,
Sankaran Kovil,
Tenkasi District.

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