



W.P.(MD)No.29917 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 18.11.2025

CORAM:

THE HON'BLE MS.JUSTICE P.T.ASHA

W.P.(MD).No.29917 of 2025

and

W.M.P(MD)No.25251 of 2025

Mayil

... Petitioner

Vs.

1. The District Collector,
Madurai,
Madurai District.

2. The Tahsildar,
Vadipatti,
Madurai District.

... 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 records and quash the proceedings of the 2nd respondent in Na.Ka.No. 78/2025/Aa4 dated 02.09.2025 and consequently direct the 2nd respondent to issue the legal heir certificate to the petitioner and pass such other orders as this Honble Court may deem fit and proper in the circumstances of this case and thus render justice.

(Prayer is amended vide court order dated 18.11.2025 in WMP(MD) No. 25251/2025 in WP(MD) No.29917 of 2025 by PTAJ)



W.P.(MD)No.29917 of 2025

For Petitioner : Mr.S.Suresh Kannan
For Respondents : Mr.A.Kannan
Additional Government Pleader

ORDER

The above writ petition has been filed for the following relief:-

“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 records and quash the proceedings of the 2nd respondent in Na.Ka.No.78/2025/Aa4 dated 02.09.2025 and consequently direct the 2nd respondent to issue the legal heir certificate to the petitioner and pass such other orders as this Honble Court may deem fit and proper in the circumstances of this case and thus render justice.”

2. The case of the petitioner is that the petitioner's father namely Andiyappa Gounder had married one Solayi. Since no children were born between them, the said Aandiyappa Gounder had married the petitioner's mother namely Thulasiammal, during the lifetime of the said Solayi. Out of the wedlock, five children were born. While so, the petitioner's father had passed away on 26.12.1999. Thereafter, the petitioner's father's first wife Solayi had passed away on 17.08.2021 and the petitioner's mother had passed away on 25.10.2023.



W.P.(MD)No.29917 of 2025

WEB COPY

3. At this juncture, the petitioner had applied for issuance of legal heir certificate for the death of his father on 21.08.2025, by excluding the name of the petitioner's father's first wife Solaye due to technical issue. However, without any enquiry the 2nd respondent vide order dated 02.09.2025, had rejected the application submitted by the petitioner. Pursuant to which, the petitioner had sent a detailed representation to the respondents on 30.09.2025 and the same was not considered by the respondents to date. Aggrieved by the same, the petitioner is before this Court.

4. Heard the learned counsel on either side.

5. The impugned order is being passed only on the ground that the petitioner's father had two wives and the name of the petitioner's father's first wife namely Solaye had not been included in the application and therefore, the application submitted by the petitioner has been rejected with giving the petitioner an opportunity to submit his explanation.



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W.P.(MD)No.29917 of 2025

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W.P.(MD)No.29917 of 2025

P.T.ASHA, J.

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W.P.(MD).No.29917 of 2025
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18.11.2025
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