Order QR

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-10-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

WP No. 31941 of 2023
CNR:{HCMA012009152023}
and
WMP No. 32688 of 2023

Deivarani

..Petitioner

Vs

1. The Secretary to the Government
   Tamil Nadu State Transport Corporation,
   Fort St. George, Chennai 9

2. The Managing Director
   Tamil Nadu State Transport Corporation
   (Coimbatore Division I)
   No. 37, MTP Road, Coimbatore 641 043

3. General Manager
   Tamil Nadu State Transport Corporation
   (Coimbatore Division I)
   No. 37, MTP Road, Coimbatore 641 043

..Respondent

Prayer: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to provide terminal benefits i.e. Provident Fund, Gratuity, EL Pension etc., of her husband pending from the year 2010 by considering the petitioner representation dated 30.10.2023.

For Petitioner: Mr.S.Udhayakumar
for M/s. Karan and Uday

For R1: Mr.K.K.Ram Siddhartha
Additional Government Pleader

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For R2 and R3: Mr.A.Vinothraj
Standing Counsel

ORDER

The present writ petition has been filed for mandamus directing the respondent to provide terminal benefits of her deceased husband pending from the year 2010 by considering the petitioner's representation dated 30.10.2023.

2. The learned counsel for the petitioner submitted that the petitioner's husband, Dhandapani, was a Selection Grade (SG) Conductor in the respondent Corporation and that he died on 30.08.2010. He further submitted that the deceased married the petitioner during 1997, and even prior to their marriage, the first wife of Dhandapani had died. The only grievance raised by the respondent Corporation is that in the Service Register, the names of the first wife, Eswari, and his son, Santhosh Kumar, born through her, are found, and there is no reference to the petitioner.

3. It is the contention of the learned counsel for the petitioner that only after the demise of the first wife, Eswari, the deceased married the petitioner, and out of their wedlock, they had two children named Rajesh Kumar and Revathi. Whereas, through the first wife, Eswari, Dhandapani had two sons named Santhosh Kumar and Udaya Kumar. It is also the contention of the learned counsel for the petitioner that they have obtained a legal heirship

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certificate that includes the petitioner and the sons and daughters born through both the first and second wife.

4. From the above submissions, this Court could find that there are some justification in the claim raised by them. However, the grievance raised by the respondent is in respect of the death of the first wife, Eswari. In this regard, this Court directs the petitioner to produce death certificate of Eswari along with a fresh representation within a period of two weeks from the date of receipt of a copy of this order. If such a representation is received, the respondent authority on satisfaction upon the veracity of the death certificate, shall act upon the legal heirship certificate issued by the Tahsildar on 03.01.2014 and disburse the terminal benefits to the legal heirs within a period of eight weeks thereafter.

5. With the above directions, this Writ Petition stands disposed of. Consequently, connected miscellaneous petition is closed. No costs.

29-10-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

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C.KUMARAPPAN J.

SHL

To:

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