



W.P.(MD).No.7600 of 2026

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23-03-2026

CORAM

THE HONOURABLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.(MD).No.7600 of 2026

Palaniyammal

... Petitioner

Vs.

1. The Revenue Divisional Officer,
Pudukkottai,
Pudukkottai District.

2. The Tahsildar,
Thirumayam Taluk,
Pudukkottai District.

3. The Birth/Death Registrar,
Thirumayam,
Pudukkottai District.

... Respondents

PRAYER: Writ Petition, filed under Article 226 of the Constitution of India, praying this court to issue a Writ of Certiorarified Mandamus, calling for the records pertaining to the impugned order dated 26.06.2025 in Mu.Mu.4148/2025/A6 and quash the same as illegal consequently direct the 1st respondent to register the date of death of the petitioners great grandmother namely Alamelu died on 22.05.1960 and to issue death certificates and pass such further or other orders as this Honble court may deem fit and proper in the circumstances of this case and thus render justice.



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For Petitioner : Mr.R.Mohanasundaram

For Respondents : Mr.G.Senthil Ayyanar
Government Advocate

ORDER

The present 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, calling for the records pertaining to the impugned order dated 26.06.2025 in Mu.Mu.4148/2025/A6 and quash the same as illegal consequently direct the 1st respondent to register the date of death of the petitioners great grandmother namely Alamelu died on 22.05.1960 and to issue death certificates and pass such further or other orders as this Honble court may deem fit and proper in the circumstances of this case and thus render justice.”

2. Heard Mr.M.Mohanasundaram, learned counsel appearing for the petitioner and Mr.M.Senthil Ayyanar, learned Government Advocate, takes notice for the respondents.

3. Upon hearing the learned counsel for the petitioner and perusing the material records of the case, the grievance of the petitioner is that he requires the death certificate of his great grandmother for



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certain property transactions. It is stated that the death of the petitioner's great grandmother was not originally registered, and therefore, the present application has been made.

4. This Court has categorically held in similar matters that even if the death occurred prior to the coming into force of the Act, the authority can consider such applications, provided that the petitioner is able to satisfy the authority regarding the existence of such person and the fact of death by producing proof such as horoscopes, 16th day ceremony cards, notices, or by submitting affidavits from known persons, etc. It is for the authority to be satisfied with the available evidence on record and to consider and register such deaths.

5. In view thereof, the writ petition is allowed on the following terms:-

- i. The impugned order dated 26.06.2025 stands set aside and the matter is remanded back to the file of the respondents for fresh enquiry;
- ii. It is open to the petitioner to appear before the 1st respondent for enquiry and to produce relevant proof in this regard. Thereafter, it



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is for the 1st respondent to conduct an enquiry and pass appropriate orders in accordance with law.

iii. The aforesaid exercise shall be completed within a period of four months from the date of receipt of a web copy of this order.

iv. No costs.

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Index: Yes
Speaking Order: Yes
Neutral Citation: No
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D.BHARATHA CHAKRAVARTHY, J.

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