WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30-10-2026

CORAM

THE HON'BLE MR. JUSTICE B.PUGALENDHI

WP(MD) No. 20452 of 2026

CNR:{HCMD010961862026}

Santhanam
S/o. Sebasthian,
44, Vaithiyalingapuram,
Veerayan Kanmai,
Senjai,
Karaikudi,
Sivagangai District.

..Petitioner

Vs

1. The Assistant Director
   Panchayat Union,
   Pension Payment,
   Local Fund Audit Department,
   Perasriyar K.A. Anbazhagan Maligai 4th Floor,
   Nanthanam,
   Chennai - 35.

2. The Commissioner
   Needamangalam Panchayat Union,
   Thiruvarur District.

3. The Revenue Divisional Officer
   Pattukottai,
   Thanjavur District.

https://www.mhc.tn.gov.in/judis

WEB COPY

4. The Registrar (Birth and Death)
121, Muthal Cherry Village Panchayat,
Thanjavur District.

..Respondents

PRAYER: S-12. Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the respondents 1 and 2 to grant family pension to the petitioner to the death of his wife / employee Pappathi (PPO No.25105/P) without insisting to include the petitioners name in the death certificate and legal heir certificate of said Pappathi, within stipulated time as fixed by this Honble Court and pass such further or other orders as this Honble Court may deem fit and proper in the circumstances of the case and thus render justice.

For Petitioner :Mr.S.Saravana Kumar
For Respondents :Mr.M.Mahaboob Athiff
Special Government Pleader

O R D E R

Seeking family pension, the petitioner, the husband of the deceased employee of Needamangalam Panchayat Union,Thiruvarur District, has approached this Court.

https://www.mhc.tn.gov.in/judis

WEB COPY

2.The case of the petitioner is that the petitioner is the second husband of the deceased employee one Pappathi. Seeking family pension, the petitioner has submitted a representation before the respondents. The said request of this petitioner has been rejected that in the death certificate issued in favour of the deceased pensioner, Pappathi, her husband name was shown as Periyasamy. Therefore, this petitioner is before this Court.

3.The learned counsel for the petitioner admits that the petitioner is the second husband of the deceased pensioner Pappathi. She was already married to one Periyasamy and he died in the year 1973 and thereafter this petitioner has married Pappathi. This fact has also been admitted by the legal heirs of Pappathi born through her first husband, Periyasamy. However, the respondents have insisted for recording the name of Periyasamy as husband of Pappathi. Therefore the death certificate was issued in the name of Pappathi, W/o Periyasamy and by referring the same the respondents

https://www.mhc.tn.gov.in/judis

WEB COPY

are not providing the eligible family pension to this petitioner. The learned Counsel for the petitioner by referring to the service register of the deceased employee submits that in the service Register, the name of this petitioner has been shown as husband of the deceased employee.

4.The learned Special Government Pleader submits that except Aadhaar Card, Ration Card and passport, there is no other documents to substantiate that this petitioner is married to the pensioner Pappathi and therefore they are not in a position to provide the family pension to this petitioner, in the absence of any valid documents / any orders to that effect.

5. This Court considered the rival submissions made and also perused the materials placed on record.

https://www.mhc.tn.gov.in/judis

WEB COPY

6.The petitioner claims that he is the second husband of the pensioner Pappathi and he married her after the death of her first husband, namely Periyasamy in the year 1973. During her lifetime, she has mentioned this petitioner's name as her husband in the service Register. Based on the representation of this petitioner, it appears that the Assistant Director, Local Fund Audit Department/the first respondent has ordered for an enquiry by the Revenue Divisional Officer, Thanjavur /the third respondent. The third respondent, after verifying the legal heirs of the deceased pensioner through her first husband Periyasamy, has filed a report that the legal heirs have admitted the factum of second marriage of their mother Pappathi with the petitioner after the death of their father Periyasamy. It is to be noted that in the Ration card, Passport and Aadhaar card, the entries have been made as this petitioner is the husband of the deceased employee Pappathi. The endorsements made by the deceased employee Pappathi in the service Register,

https://www.mhc.tn.gov.in/judis

WEB COPY

during her lifetime that this petitioner is the husband and the factum of marriage of this petitioner with Pappathi has been admitted by the legal heirs of the deceased employee discloses that the petitioner is the second husband of the deceased employee Pappathi.

7. In view of the above, this writ petition is allowed with a direction to the respondents to pay the family pension along with arrears, if any, to the petitioner forthwith. No costs.

30-10-2026

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

VRN

https://www.mhc.tn.gov.in/judis

WEB COPY

To

1. The Assistant Director
   Panchayat Union
   Pension Payment
   Local Fund Audit Department
   Perasriyar K.A. Anbazhagan Maligai 4th Floor
   Nanthanam
   Chennai - 35

2. The Commissioner
   Needamangalam Panchayat Union
   Thiruvarur District

3. The Revenue Divisional Officer
   Pattukottai
   Thanjavur District

https://www.mhc.tn.gov.in/judis

WEB COPY

B.PUGALENDHI, J.

vrn

Order made in
WP(MD) No. 20452 of 2026

30.10.2026

https://www.mhc.tn.gov.in/judis