



W.P.No.4391 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-02-2025

CORAM

THE HONOURABLE MR JUSTICE J.SATHYA NARAYANA PRASAD

WP NO. 4391 of 2025

L.Pankajam

W/o. (late) M.Loganathan No.105,
N.G.G.O Nagar, Moolappalayam, Erode.

.... Petitioner(s)

vs.

1. The District Collector
Erode District, Erode.

2. The Revenue Divisional Officer
Erode Division, Erode District.

3. The Superintendent Of Police
Erode District, Erode.

4. The Inspector Of Police
Arachalur Police Station, Erode District.

5. R.Somasundaram
S/o.K.N. Ramsamy Gounder,
Kothukkarar Veedu, Palakkattu Thottam,
Kaaroothuppalayam, Avalpoondurai Village,
Erode Taluk And District,

6. NIRMALA
W/o.Somasundaram,
Kothukkarar Veedu, Palakkattu Thottam,
Kaaroothuppalayam, Avalpoondurai Village,
Erode Taluk And District,

7. PRAVEEN
S/o.Somasundaram,
Kothukkarar Veedu, Palakkattu Thottam,
Kaaroothuppalayam, Avalpoondurai Village,
Erode Taluk And District,



W.P.No.4391 of 2025

8. NAVEEN

S/o.Somasundaram,
Kothukkarar Veedu, Palakkattu Thottam,
Kaaroothuppalayam,
Avalpoondurai Village,
Erode Taluk And District.

..Respondents

For Petitioner : Mr.C.Munusamy

For R1 to R4 : Mr.R.Kishorekumar
Govt.Advocate (Crl.side)

ORDER

Counsel for both sides are present.

2. The learned Government Advocate (Crl.side) appearing for the respondents 1 to 4 submitted the statement given by the petitioner's mother viz., Muthuammal dated 10.02.2025 before the Inspector of Police, wherein she has stated that now she is happily staying with the 5th respondent.

3. While perusing the statement of Mrs.Muthammal, mother of the petitioner, it can be seen that the statement has been written by some person and the left thumb impression (LTI) of Mrs.Muthammal has been obtained from her. Hence, it is clear and evident that the said Muthammal cannot



W.P.No.4391 of 2025

read and write for the reasons that she has not signed in the statement and only Left Thumb Impression (LTI) has been obtained from her. This Court is also having a doubt whether it is Left Thumb Impression (LTI) of the above said Mrs.Muthammal.

4. In view of the above facts, it will be proper and appropriate that Mrs.Muthammal be examined by the Secretary, District Legal Services Authority, Principal District Court, Erode District in order to verify and check the veracity of the statement given by her before the Inspector of Police on 10.02.2025.

5. The Secretary, District Legal Services Authority, Erode is directed to examine the said Mrs.Muthammal aged about 85 years mother of the petitioner at her residence, Kothukkaa Veedu, Palakkattu Thottam, Kaaroothuppalayam, Avalpoondurai Village, Erode Taluk and District and the Secretary shall make arrangements for the video recording of the statement.

6. The Secretary/or the Para Legal Worker shall fix the date and time and inform the same to Mrs.Muthammal about his/her/their visit to her



W.P.No.4391 of 2025

residence to record the statement as per the direction of this Court.

WEB COPY

7. If the Secretary, District Legal Services Authority, Erode is unable to go to the residence of the petitioner's mother namely Mrs.Muthammal, he or she may be deputed Para Legal Worker on his or her behalf along with a staff to assist the Para Legal Worker.

8. **The Secretary must ensure that while recording the statement no one else is present except the Para Legal Worker and the staff of the Legal Services Authority so as to avoid any chaos or any type of influence on Mrs.Muthammal to give the statement as per their wish, instructions or advice.**

9. **The Secretary may also compare the statement of Mrs.Muthammal given before the Police on 10.02.2025 and the present statement recorded pursuant to the order of this Court whether it is same or contrary.**

10. **The above statement is very crucial since the matter is pertaining to the Maintenance and Welfare of Parents and Senior**



W.P.No.4391 of 2025

**Citizens Act, 2007 and the petitioner is one of the son of
Mrs.Muthammal.**

11. The Secretary must also ensure that the video recording or the audio recording is clear and audible without any sort of disturbances.

12. The Secretary, District Legal Services Authority, Erode District, shall submit a report in a sealed cover before this Court on or before 20.03.2025 through the Registrar General, High Court of Madras, Chennai.

Post this case on 24.03.2025.

20.02.2025

kkd

J.SATHYA NARAYANA PRASAD, J.

kkd

To



W.P.No.4391 of 2025

1. The District Collector
Erode District, Erode.
2. The Revenue Divisional Officer
Erode Division, Erode District.
3. The Superintendent Of Police
Erode District, Erode.
4. The Inspector Of Police
Arachalur Police Station, Erode District.

W.P.No.4391 of 2025

20.02.2025