



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-04-2026

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CORAM

THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

CRP No. 2123 of 2026

AND

CMP NO. 9315 OF 2026

1. Nachathirammal
W/o.Late Dharmalingam, Rest.at
No.120 Srinivasan Street, Perumal
Nagar, Kil-Monavoor Panchayat,
Konavattam Post, Anaicut Tk., Vellore
Dist 13.

2. Selvapandiyan D.
S/o.Late Dharmalingam, Rest.at No.120
Srinivasan Street, Perumal Nagar, Kil-
Monavoor Panchayat, Konavattam
Post, Anaicut Tk., Vellore Dist 13.

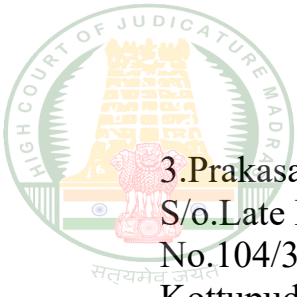
3. D.Ashokkumar
S/o.Late Dharmalingam, Rest.at No.120
Srinivasan Street, Perumal Nagar, Kil-
Monavoor Panchayat, Konavattam
Post, Anaicut Tk., Vellore Dist 13.

Petitioner(s)

Vs

1. Kempuammal
W/o.Late Dharmalingam, Rest.at.
No.104/3 Thennamara Street,
Kottupudur village and Post, Anaicut
Tk., Vellore Dist 632 058.

2.Narayanasamy
S/o.Late Dharmalingam, Rest.at.
No.104/3 Thennamara Street,
Kottupudur village and Post, Anaicut
Tk., Vellore Dist 632 058.



3.Prakasam

S/o.Late Dharmalingam, Rest.at.
No.104/3 Thennamara Street,
Kottupudur village and Post, Anaicut
Tk., Vellore Dist 632 058.

4.Chandrakantha

S/o.Late Dharmalingam, Rest.at.
No.104/3 Thennamara Street,
Kottupudur village and Post, Anaicut
Tk., Vellore Dist 632 058.

5.Sundaram

S/o.Late Dharmalingam, Rest.at.
No.104/3 Thennamara Street,
Kottupudur village and Post, Anaicut
Tk., Vellore Dist 632 058.

6.Lalitha

D/o.Late Dharmalingam, Rest.at.
No.104/3 Thennamara Street,
Kottupudur village and Post, Anaicut
Tk., Vellore Dist 632 058.

7.Sivakumar

S/o.Late Dharmalingam, Rest.at.
No.104/3 Thennamara Street,
Kottupudur village and Post, Anaicut
Tk., Vellore Dist 632 058.

8.Velu

S/o.Late Dharmalingam, No.120
Srinivasan Street, Perumal Nagar, Kil-
Monavoor Panchayat, Konavattam
Post, Anaicut Tk., Vellore Dist 13.

9.The Tahsildar

Vellore Tk., Velapdi, Vellore.

Respondent(s)



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PRAYER

To set aside the fair and final order dated 22-01-2026 made in IA.No.4 of 2024 in OS.No.88 of 2020 on the file of the Learned Addl.Dist.Munsif, Vellore.

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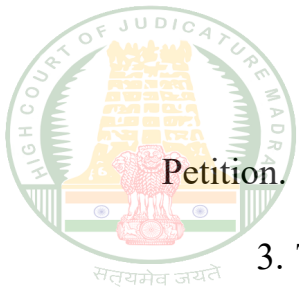
For Petitioner(s): MR.R.Vasudevan

For Respondent(s):

ORDER

This Civil Revision Petition has been filed seeking to set aside the fair and final order dated 22-01-2026 made in IA.No.4 of 2024 in OS.No.88 of 2020 on the file of the Learned Addl.Dist.Munsif, Vellore.

2. The petitioner herein filed I.A. No. 4 of 2024 in O.S. No. 88 of 2020 on the file of the Learned Additional District Munsif, Vellore, seeking to examine the witnesses duly mentioned in the witness list, namely: the Tahsildar, Vellore; the Tahsildar, Anaicut; the Taluk Supply Officer, Vellore; the Deputy Collector, Ex-Servicemen Welfare, Vellore; the Regional Provident Fund Commissioner, Sathuvachari; and the Village Administrative Officer (VAO), Kattupakkam, Vellore, as oral evidence on their side. Upon hearing both sides, the Trial Court dismissed the application, stating that the aforementioned officials are not the proper persons to prove the legality of the marriage of the first petitioner, and added that if the petitioner wished to produce any documents issued by the said officers, she could very well obtain them through the Right to Information (RTI) Act. Aggrieved by the said order, the petitioner has filed this Civil Revision



Petition.

3. The learned counsel for the petitioner submits that the petitioner filed O.S. No. 88 of 2020 on the file of the Learned Additional District Munsif, Vellore, seeking a declaration that they are the first-class legal heirs of the deceased Dharmalingam. To prove the marriage the petitioners intend to examine the Tahsildar, Vellore; the Tahsildar, Anaicut; the Taluk Supply Officer, Vellore; the Deputy Collector, Ex-Servicemen Welfare, Vellore; the Regional Provident Fund Commissioner, Sathuvachari; and the VAO, Kattupakkam, Vellore, as evidence on their side. Hence, they filed I.A. No. 4 of 2024 seeking permission to examine the witnesses listed therein. However, the Court below failed to allow the application. Therefore, the learned counsel prays to allow the present revision petition.

4. Considering the fact that the petitioners have filed the suit to declare themselves and defendants 1 to 6 as the first-class legal heirs of the deceased Dharmalingam, and that they seek to examine the said officers as witnesses to prove the marriage, this Court is of the view that the appearance of these witnesses is just and necessary to decide who the rightful legal heirs of the said Dharmalingam are. The fair opportunity ought to have been given to the petitioner, but the Trial Court's failure to do so as such is erroneous and liable to be set aside. Accordingly, I.A. No. 4 of 2024 in O.S. No. 88 of 2020 on the file of the Learned Additional District Munsif, Vellore, is allowed, and the



petitioners are permitted to examine the witnesses mentioned in the said application.

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5. In the result, this Civil Revision Petition is allowed. No costs.

Consequently, connected pending petitions, if any, are closed

27-04-2026

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Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

To

1. The Additional District Munsif, Vellore.

2. The Section officer, V.R Section, High Court, Madras.



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T.V.THAMILSELVI J.
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