



WP NO. 27459 of 2024



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-12-2024

CORAM

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THE HONOURABLE MR JUSTICE C.V. KARTHIKEYAN

WP NO. 27459 of 2024

SARASU

W/o.Late Muthuswami, Bodinayakanpatti Village, Dhasarhalli
Post, Harur Taluk, Dharmapuri District -635 305.

Petitioner(s)

Vs

The District Collector
Dharmapuri District, Dharmapuri -636 705. and 6 Others

Respondent(s)

For Petitioner(s):

J. Saravana Vel
M.Saral
Sriram Baskar

For Respondent(s):

Mr.N.Naveenkumar Govt.Advocate For R1 & R3

Mr.R.Vinoth Raja Govt.Advocate For R2 & 6 & R7

Mr.C. Munusamy For R4

ORDER

This writ petition has been filed in the nature of certiorarified mandamus seeking records

relating to an order of the 3rd respondent, Sub Divisional Executive Magistrate-cum-Revenue

Divisional Officer at Harur in Dharmapuri District dated 23.05.2024 and dated 08.07.2024 and

quash the same and direct the 1st and 2nd respondents, District Collector and Superintendent



of Police at Dharmapuri District to consider the representations of the petitioner

31.07.2023, 13.06.2024 and 01.07.2024 in accordance with the provisions of the Tamil Nadu

सर्वोच्च न्यायालय
Maintenance and Welfare of Parents and Senior Citizens Rules, 2009 and take action against
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the 4th respondent/son of the petitioner.

2.The petitioner claims that she was living in her property at Bodinayakkanpatti Village Dhasarhalli Post, Harur Taluk, Dharmapuri District The 4th respondent is her son and the 5th respondent is her daughter in law. Owing to various issues between the petitioner and the said respondent, the petitioner had been forced to move away from her normal place of residence.

3.In this connection, she had also filed O.S.No.136 of 2022 seeking partition and separate possession. A preliminary decree had been passed on 29.10.2024 by the Additional District Court at Dharmapuri affirming her right to a share in the property. The learned counsel for the petitioner is not able to inform whether final decree application has been filed or not. But primarily this is an issue between the petitioner on the one hand and the 4th and 5th respondents on the other hand. It would only be appropriate that the aforesaid matter is forwarded to the Mediation and Conciliation Centre attached to the Madras High Court to examine whether the issues could be settled amicably. The learned counsels also granted



consent for reference to the mediation process.

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4. Accordingly, the matter is referred to the Mediation and Conciliation Centre attached to the Madras High Court to examine the possibility of settlement between the petitioner on the one hand and the 4th and 5th respondents on the other hand. Any mediator appointed may also examine the decree in O.S.No.136 of 2022, dated 29.10.2024 passed by the Additional District Court at Dharmapuri crystalizing the shares of the petitioner in the property and also of the 4th respondent and endeavour to, if it is possible, bring about a settlement relating to actual division of the property in accordance with the shares to which the parties are now been declared to be entitled to.

List the matter after receiving a report before the Mediation and Conciliation Centre.

17-12-2024

ssr

To

The Director, Mediation and Conciliation Centre, High Court of Madras.