

W.P(MD)No.20543 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 30.07.2026

CORAM:

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P(MD)No.20543 of 2025
and
WMP (MD) Nos.15908 to 15910 of 2025

Pappathi

... Petitioner(s)

vs.

1. The District Collector,
Kanyakumari District.
Kanyakumari.

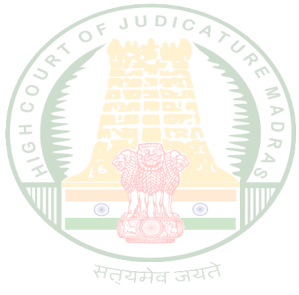
2. The Revenue Divisional Officer,
Nagercoil,
Kanyakumari District.

3. Maharajan

4. Mahesh

... Respondent(s)

PRAYER : Writ Petition, filed under Article 226 of the Constitution of India, praying this court to issue of Writ of Certiorari calling for records relating to the proceedings of the 2nd respondent made in Moo.Mu.Aa5/6244/2024 dated



W.P(MD)No.20543 of 2025

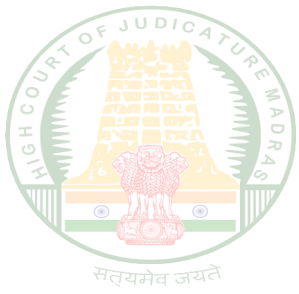
WEB COPY 09.11.2024 and the consequential proceedings of 1st respondent made in Moo/Mu.C3/2869223/2025 dated 22.03.2025 and quash the same.

For Petitioner	: Mr. C.Ramesh
For R1 & R2	: Ms.K.R.Shivashankari, Counsel for State
For R3	: Mr.B.Jameelarasu
For R4	: Mr.A.Srinivasan

ORDER

Challenging the proceedings dated 09.11.2024 passed by the second respondent and the consequential proceedings dated 22.03.2025, the petitioner has filed the present writ petition.

2. Learned counsel appearing for the petitioner submitted that the petitioner is the mother of the third and fourth respondents. The third respondent is the elder son and the fourth respondent is the younger son of the petitioner. It was submitted that the petitioner had settled the house property in favour of the third and fourth respondents by executing separate settlement deeds. Thereafter, the third respondent constructed a residential house and is residing separately. According to the petitioner, both the respondents neglected to maintain her.



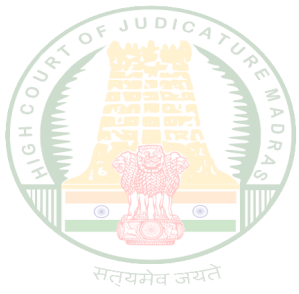
W.P(MD)No.20543 of 2025

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Therefore, she made a complaint before the second respondent under the provisions of the Maintenance and Welfare of Parents and Senior Citizens Act, 2007. It was further submitted that the second respondent directed the third and fourth respondents to pay a sum of Rs.1,000/- each per month towards maintenance. Aggrieved by the quantum of maintenance, the petitioner preferred an appeal before the first respondent. The first respondent enhanced the maintenance to Rs.2,000/- each per month. Still aggrieved, the present writ petition has been filed seeking further enhancement.

3. The learned counsel for the petitioner submitted that the third respondent is employed in the Transport Corporation and is earning a substantial income, whereas the fourth respondent is working as a coolie. It was therefore prayed by the learned counsel that this Court may direct the third respondent to permit the petitioner and her husband to reside in the house settled in favour of the third respondent during their lifetime and to pay a sum of Rs.3,000/- per month towards maintenance.

4. In response, the learned counsel appearing for the third respondent



W.P(MD)No.20543 of 2025

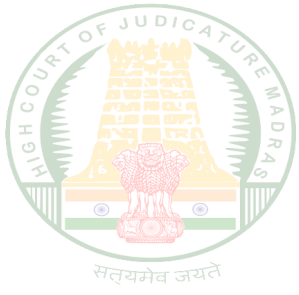
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fairly submitted that the third respondent has no objection to permitting the petitioner and her husband to reside in the house property settled in his favour during their lifetime.

5. Recording the aforesaid submission and considering the facts and circumstances of the case, this Court is of the view that the maintenance payable by the third respondent requires enhancement. Accordingly, the third respondent is directed to pay a sum of Rs.3,000/- (Rupees Three Thousand only) per month towards the maintenance of the petitioner, payable on or before the 7th day of every English calendar month.

6. The third respondent shall also permit the petitioner and her husband to reside in the house property settled in his favour and shall not interfere with their peaceful possession and enjoyment of the said property during their lifetime. The maintenance payable by the fourth respondent under the impugned proceedings shall remain unaltered.

7. With the above directions, this writ petition stands disposed of. No costs. Consequently, the connected miscellaneous petitions are closed.



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W.P(MD)No.20543 of 2025

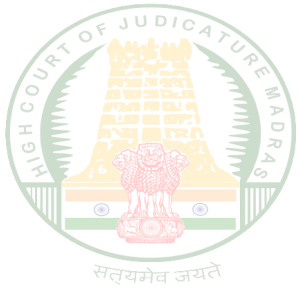
30.07.2026

NCC : Yes / No
Index : Yes / No
Internet : Yes
PKN

To

1. The District Collector,
Kanyakumari District.
Kanyakumari.

2. The Revenue Divisional Officer,
Nagercoil,
Kanyakumari District.



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W.P(MD)No.20543 of 2025

M.DHANDAPANI,J.

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**ORDER MADE IN
W.P(MD)No.20543 of 2025**

DATED : 30.07.2026