



W.P(MD)No.10501 of 2015

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.09.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.10501 of 2015

and

M.P(MD)No.1 of 2015

Sakthi Vadivel

... Petitioner

Vs

The Sub Registrar,
Thiruverumbur Sub Registrar's Office,
Thiruverumbur,
Tiruchirappalli – 620 013.

...Respondent

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, to call for the records culminating in the impugned order dated 05.05.2015 on the file of the respondent and quash the same as illegal, void abinitio without jurisdiction ultravires and directing the respondent by way of Writ of Mandamus to register and release the sale agreement dated 27.04.2015 presented for registration or sale deeds to be presented by the petitioner in respect of the plots in Thangaiyyan Nagar Layout comprised in S.F.No.167/3A Navalpattu Village, Triuchirappalli District.



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For Petitioner : No Appearance
For Respondent : Mr.S.Shanmugavel
Additional Government Pleader

ORDER

None appears for writ petitioner.

2. The learned counsel who filed this writ petition had reported no instructions. The petitioner has not made any alternative arrangements.

3. I went through the contents of the affidavit filed in support of the writ petition.

4. The petitioner had presented the petition mentioned document for registration before the respondent. The respondent had returned the same. Certain reasons have been assigned. One of them is that one Rengaraj had offered his objections. The other reason is that the land stands in the joint names of more than one pattadhar. The registering authority therefore proposed to hold an enquiry in the matter and for that reason, the document was returned. Challenging the return memo, the present writ petition came to be filed.



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5. The petitioner has not arrayed Rengaraj as a party / respondent. The writ petition suffers from the vice of non-joinder of necessary party. The reason set out in the impugned memorandum is also sustainable in law.

6. This writ petition stands dismissed. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

01.09.2023

Index : Yes / No
Internet : Yes / No
NCC : Yes / No
MGA

To

The Sub Registrar,
Thiruverumbur Sub Registrar's Office,
Thiruverumbur,
Tiruchirappalli – 620 013.



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G.R.SWAMINATHAN, J.

MGA

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