



W.P(MD)No.25448 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 19.10.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.25448 of 2023

T.Shankarapandian

... Petitioner

Vs.

1.The District Registrar,
District Registrar Office,
Tenkasi,
Tenkasi District.

2.Ananchi Konar

3.A.Maheshkumar

4.A.Mani

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the first respondent to cancel the Gift Deed stands in name of Maheshkumar / third respondent and Mani / fourth respondent dated 18.01.2022 vide Regt no.157/2022 of Puliyanakudi SRO executed by first respondent on the basis of complaint of this petitioner dated 26.05.2023.



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For Petitioner : Mr.B.Rajesh Saravanan
For Respondents : Mr.C.Satheesh
Government Advocate for R.1

ORDER

Heard the learned counsel appearing for the writ petitioner and the learned Government Advocate appearing for the first respondent. Considering the nature of relief to be granted, issuance of notice to the other respondents are dispensed with.

2. The petitioner assails the validity of the document bearing No. 157 of 2022 dated 18.01.2022 registered on the file of the first respondent. Of course, Section 77-A of the Registration Act cannot be invoked for the present. This is in view of the recent circular issued by the Inspector General of Registration as well as the pendency of the issue before the Hon'ble Division Bench.

3. The learned counsel appearing for the petitioner states that he will be satisfied if enquiry is conducted in terms of the following circulars issued by the Inspector General of Registration:



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- “1. பதிவுத்துறைத் தலைவர், சென்னை அவர்களின்
சுற்றறிக்கை எண்.41530/U1/2017, நாள் 08.11.2017.
2. பதிவுத்துறைத் தலைவர், சென்னை அவர்களின்
சுற்றறிக்கை எண்.41530/U1/2017, நாள் 31.12.2018.
3. பதிவுத்துறைத் தலைவர், சென்னை அவர்களின்
சுற்றறிக்கை எண்.20217/U1/2021, நாள் 09.07.2021.□

The first respondent is directed to hold an enquiry in terms of the aforesaid circulars and pass orders on merits and in accordance with law within a period of four months from the date of receipt of a copy of this order. I make it clear that I have not gone into the merits of the matter. It is for the first respondent to put on notice for all the interested parties including the private respondents herein before passing orders.

4. This writ petition is disposed of accordingly. There shall be no order as to costs.

19.10.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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G.R.SWAMINATHAN, J.

MGA

To

The District Registrar,
District Registrar Office,
Tenkasi,
Tenkasi District.

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