



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16-07-2026

CORAM

WEB COPY

THE HON'BLE MR JUSTICE KRISHNAN RAMASAMY

WP No. 15427 of 2026

J.Prema
w/o.Jayamuthuraman,
Residing at Nedunkulam Vilalge,
Karattupudur, Edapadi Taluk,
Salem District.

..Petitioner(s)

Vs

1. The Sub Registrar
The sub Registrars office at Edapadi,
Edapadi Taluk, Salem District.
2. The Inspector General of Registration
Registration Department,
No.100, Santhome High Road,
Mandavelippakkam, Chennai-600 028

..Respondent(s)

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying for issuance of writ of Certiorarified Mandamus calling for the records relating to the impugned order under Refusal Letter bearing No.RFL/Edapadi/6/2026 dated 02.02.2026 passed by the Sub Registrar, Sub Registrar, Sub Registrars office at Edapadi, the first respondent herein and quash the same, and consequently directing the first respondent herein to register the settlement deed dated 02.02.2026 executed by Pavathal (mother of the petitioner) in favour of the petitioner and return the document to the petitioner after completing all registration formalities

For Petitioner(s): Mr.M.Ramalingam

For Respondent(s): Mr.Dominic S.David, Govt.Counsel



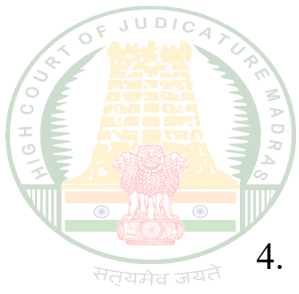
Order

WEB COPY

This Writ Petition has been filed challenging the order under Refusal Check Slip dated 02.02.2026, passed by the first respondent, to quash the same, and consequently to direct the first respondent herein to register the Settlement Deed dated 02.02.2026.

2. The learned counsel for the petitioner submitted that the land measuring an extent of 2.10 acres comprised in Old S.F. No. 370/3, Present S.F. No. 271/2C, belonged to the petitioner's paternal grandfather, and by way of succession, the petitioner and his mother succeeded to the estate. He submitted that thereafter, the petitioner's mother executed a Settlement Deed, settling a total extent of 1.05 acres in favour of the petitioner, and presented the same for registration on 02.02.2026. However, the first respondent refused to register the Settlement Deed on the ground that the original parent documents were not produced to prove title, and passed the impugned order dated 02.02.2026. Aggrieved by the same, the petitioner has approached this Court.

3. The issue in this writ petition is no longer *res-integra* and the same has already been considered by a Division Bench of this Court in ***M/s.Dugars, represented by its Partners Vs., State of Tamil Nadu and Others [W.P.(MD) No.7415 of 2026 etc., batch, dated 23.06.2026]***, wherein Section 34C of the Registration Act, 1908 has been declared unconstitutional.



4. In view of the above, the reasons assigned in the impugned refusal check slip dated 02.02.2026 can no longer be sustained.

5. Accordingly, the writ petition is disposed of on the following terms:

- (i) The impugned refusal check slip dated 02.02.2026 is set aside.
- (ii) The petitioner shall re-present the Settlement Deed dated 02.02.2026 before the 1st respondent for registration. Upon such re-presentation, the 1st respondent is directed to register the same, within a period of one week from the date of re-presentation of the said document, after issuing notice to the objectors, if any.
- (iii) No costs.

16-07-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

SK

To

1. The Sub Registrar
The sub Registrars office at Edapadi,
Edapadi Taluk, Salem District.
2. The Inspector General of Registration
Registration Department,
No.100, Santhome High Road,
Mandavelippakkam, Chennai-600 028



WEB COPY

WP No. 15427 of 2



KRISHNAN RAMASAMY J.

sk

WP No. 15427 of 2026

16-07-2026