



WEB COPY

W.P. No. 31143 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07-08-2026

CORAM

THE HON'BLE MR. JUSTICE KRISHNAN RAMASAMY

W.P. No. 31143 of 2026

M.S.Balaji

..Petitioner

Vs.

1. The Inspector General of Registration
No.100, Santhome High Road
Foreshore Estate, Pattinapakkam
Chennai - 600 028

2. The Sub-Registrar
Joint-II, Krishnagiri Sub-Registrar Office
Krishnagiri District

..Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a writ of certiorarified mandamus calling for the records relating to the impugned order of Refusal Check Slip made in Refusal Number RFL/Joint-II Sub-Registrar, Krishnagiri 57/2026, dated 22.07.2026, passed by the second respondent, quash the same as illegal, arbitrary and consequently, directing the second respondent to register petitioner's sale deed dated 22.07.2026.

For petitioner

Mr. S. Senthamizhan

For respondents

Ms. Anu Ganesan
Additional Government Pleader

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ORDER

This writ petition has been filed challenging the Refusal Check Slip bearing no. RFL/Joint-II Sub-Registrar, Krishnagiri 57/2026 dated 22.07.2026 on the file of the second respondent and to consequently, direct the second respondent to register the sale deed dated 22.07.2026 executed by the petitioner in favour of one S.B. Soniya.

2. Learned counsel for the petitioner submitted that when the petitioner presented the sale deed dated 22.07.2026 executed in favour of S.B.Soniya for registration before the second respondent on 22.07.2026, the said document was refused by the second respondent *vide* the impugned refusal check slip dated 22.07.2026 citing the reason that the petitioner did not produce the original sale deed as prescribed under Section 34(C) of the Registration Act, 1908. He further submitted that the petitioner derived right over the subject property through a registered sale deed document No.2002 of 2016 dated 17.06.2016 executed by one Mohammed Yusuf. While so, mere non-production of original sale deed cannot be cited as a reason for refusal of registration as the said provision viz., Section 34(C) of the Registration Act, 1908, has now been struck down by an Hon'ble Division Bench of this Court in **Dugars vs. The State of Tamil Nadu (W.P.(MD) Nos.7415, 6183, 9526 and 16387 of 2026 decided on 23.06.2026)**. Therefore, he prays for quashing of the



impugned Refusal Check Slip dated 22.07.2026.

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3. Ms.Anu Ganesan, learned Additional Government Pleader, who accepts notice on behalf of the respondents, fairly submitted that as Section 34(C), *ibid.*, has now been struck down by this Court, the second respondent would consider the petitioner's request upon re-presentation of the documents for registration.

4. Heard the learned counsel on either side and perused the materials available on record.

5. Considering the submissions of the learned counsel for the petitioner and the learned Additional Government Pleader appearing for the respondents and also the fact that the subject property was sold to the petitioner through a sale deed dated 17.06.2016 and also Section 34 (C), *ibid.*, has now been struck down by this Court, the second respondent cannot insist for production of original documents. Therefore, the impugned Refusal Check Slip dated 22.07.2026 is liable to be set aside and it is hereby set aside.

6. Therefore, this Court directs the petitioner to re-present the sale deed dated 22.07.2026 along with certified copies of the sale deed dated 17.06.2016 in and by which the petitioner purchased the property in question. Upon production of such documents along with the sale deed dated 22.07.2026,



the second respondent is directed to register the same within a period of one week.

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7. With the above direction, this writ petition stands disposed of. No costs.

07-08-2026

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

SRM



To:

1. The Inspector General of Registration
No.100, Santhome High Road
Foreshore Estate
Pattinapakkam
Chennai 600 028
2. The Sub- Registrar Joint-II
Krishnagiri Sub-Registrar Office
Krishnagiri District



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KRISHNAN RAMASAMY, J.

SRM

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