

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 16.02.2015

CORAM

THE HONOURABLE MR. JUSTICE T.S.SIVAGNANAM

WP.No.3792 of 2015

and

M.P.No.1 of 2015

Minor Kalaivanan
rep.by his mother
and next friend N.Parameswari .. Petitioner

Versus

1. The Inspector General of Stamps
and Registration, Santhome
Mylapore, Chennai-4.
2. The Sub Registrar
Arani Sub-Registrar Office
Arani, Ponneri Taluk
Thiruvallur District. ... Respondents

Writ petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of mandamus forbearing the respondents from registering the document presented by any third parties with regard to the properties situated in Thiruvallur District, Ponneri Taluk, Chinnambedu Village measuring to an extent of 0.45 acres in S.No.965/1A, 1.07 acres in S.No.962/1, 1.21 acres in S.No.960, 0.50 acres in S.No.976/2 and in Adambakkam Village an extent measuring 3.02 acres in S.No.15/2, 1.16 acres in S.No.13/4, 0.52 acres in S.No.17/2, 0.70 acres in S.No.18, 1.40 acres in S.No.13/2.

For Petitioner : Mr.M.Murugan

For Respondents : Mr.S.Gunasekaran

Government Advocate

ORDER

Heard Mr.M.Murugan, learned counsel appearing for the petitioner and Mr.S.Gunasekaran, learned Government Advocate appearing on behalf of the respondents.

2. The petitioner seeks for the issuance of a writ of mandamus forbearing the respondents from registering the document

presented by any third parties with regard to the properties situated in Thiruvallur District, Ponneri Taluk, Chinnambedu Village measuring an extent of 0.45 acres in S.No.965/1A, 1.07 acres in S.No.962/1, 1.21 acres in S.No.960, 0.50 acres in S.No.976/2 and in Adambakkam Village an extent measuring 3.02 acres in S.No.15/2, 1.16 acres in S.No.13/4, 0.52 acres in S.No.17/2, 0.70 acres in S.No.18, 1.40 acres in S.No.13/2.

3. Admittedly, the petitioner has filed a suit in O.S.No.155 of 2012 on the file of the learned Principal District Judge, Tiruvallur seeking preliminary decree for partition and separate possession and also for a permanent injunction restraining the defendants therein from alienating or encumbering the suit property. In the meantime, the petitioner also seeks for a direction upon the second respondent not to register any document in respect of the properties in question by way of this writ petition.

4. Since, the suit is pending as on date, liberty is granted to the petitioner to move the Civil court for getting appropriate orders.

5. With the above observation, this writ petition is disposed of. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

vj2

To

1. The Inspector General of Stamps
and Registration, Santhome
Mylapore, Chennai-4.
2. The Sub Registrar
Arani Sub-Registrar Office
Arani, Ponneri Taluk
Thiruvallur District.
3. The Principal District Judge, Tiruvallur.

+ 1 cc to Government pleader SR.8395
+ 1 cc to Mr.M.Murugan, Advocate Sr.8022

WP.No.3783 of 2015

GR(CO)
Eu 2.03.15