THE HON'BLE SRI JUSTICE VILAS V.AFZULPURKAR

WRIT PETITION No.21542 OF 2015

O R D E R :

Heard.

The petitioners are aggrieved by the action of the 4th respondent in insisting upon obtaining no objection certificate. They claim that the lands are private patta lands and they intend to execute sale deed in favour of the purchasers. But the 4th respondent declined to entertain the sale deed requiring the petitioners to obtain no objection certificate from the revenue authorities.

Similar matters were already considered and disposed of by this Court in W.P.No.17809 of 2015 and batch on 22.06.2015.

In view of the same, following the aforesaid judgment, this writ petition is also disposed of directing the registering authorities concerned to receive and process the document presented by the petitioners without insisting upon the no objection certificate to be obtained by them. The registering authorities concerned is further directed to receive and process the document in accordance with the Registration Act, 1908 and Indian Stamp Act, 1899 and if the document is in conformity with the provisions, thereafter, register and release the document in accordance with the due procedure. It is also made clear that in the event of registering authority not being satisfied with the compliance under the Registration Act or the Stamp Act, appropriate refusal endorsement together with reasons shall be recorded and communicated to the petitioners in terms of Section 71 of the Registration Act. No order as to costs.

Miscellaneous petitions pending in this writ petition, if any, shall stand closed.

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VILAS V.AFZULPURKAR, J

14.07.2015
Note: issue cc in one week
b/o
kvrm

THE HON'BLE SRI JUSTICE VILAS V.AFZULPURKAR

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WRIT PETITION No.21542 OF 2015

DATE: 14.07.2015

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