

IN THE HIGH COURT OF JUDICATURE AT HYDERABAD
FOR THE STATE OF TELANGANA & THE STATE OF ANDHRA PRADESH

* * *

WRIT PETITION No. 38232 of 2015

BETWEEN

Y.Balamma

... PETITIONER

AND

The State of Andhra Pradesh, rep. by its Principal Secretary and others

...RESPONDENTS

Date of Order pronounced: 25.11.2015

THE HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

1. Whether Reporters of Local newspapers Yes/No

may be allowed to see the Judgments?

2. Whether the copies of judgment may be Yes/No

marked to Law Reporters/Journals?

3. Whether his Lordship wish to see the Yes/No

fair copy of the Judgment?

-

-

ORDER:-

Heard learned counsel for the petitioner and learned government pleader for Revenue.

2. Petitioner claim that she is the absolute owner and possessor of the land in survey No.354-2B to an extent of Ac.2-50 cents situated at Kandukuru Village, Anantapur Rural Mandal, Anantapur District. Petitioner purchased the above property from Vankadari SReeramuluk vide sale deed bearing Document No.4971/2002 dated 17.06.2002. While the petitioner intends to sell away the property, the fifth respondent is stated to have refused to receive the document. Questioning the same, this writ petition is filed.

3. The issue in this writ petition is similar to the considered by this court in W.P.No.17809 of 2015 and batch dated 22.06.2015.

4. Following the same, this writ petition is disposed of directing the registering authorities concerned to receive and process the documents presented by the petitioner without insisting upon no objection certificate. 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 documents 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 parties in terms of Section 71 of the Registration Act.

Registry to append a copy of the order in W.P.No.17809 of 2015 dated 22.06.2015 along with this order.

As a sequel, the miscellaneous applications, if any, shall stand closed. There shall be no order as to costs.

VILAS V. AFZULPURKAR, J

November 25, 2015

LMV