

THE HON'BLE SRI JUSTICE VILAS V.AFZULPURKAR

W.P.No.42150 OF 2015

ORDER:

Heard learned counsel for the petitioners and learned Government Pleader for Revenue.

The petitioners seek to alienate the land admeasuring Ac.1.80 cents in Survey No.1174/A of Narnoor Revenue Village, Orwakal Mandal, Kurnool District. It is stated to be private land. However, alleging that the 5th respondent is not receiving and processing the proposed document unless no objection certificate is produced, the present writ petition is filed.

The issue raised in this writ petition is squarely covered by the judgment of this Court in W.P.No.17809 of 2015 and batch, dated 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 petitioner in terms of Section 71 of the Registration Act. No order as to costs.

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

29.12.2015
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VILAS V.AFZULPURKAR, J

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