

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

* * *

WRIT PETITION No. 32018 of 2015

BETWEEN

A.Nagi Reddy

... PETITIONER

AND

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

...RESPONDENTS

Date of Order pronounced: 01.10.2015

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?

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ORDER:-

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

2. Petitioner states that he is the present owner of Ac.4-80 cents in survey No.463-4 of Chigicherla Village, Sub Registrar Division of Dharmavaram Mandal and Revenue Division of Anantapur. It is stated that the property is the ancestral property of the petitioner and that he also holds pattadar passbooks and title deeds. Alleging that the document proposed to be executed is not received by the fourth respondent on the ground that no objection certificate is required. Questioning the same, the present writ petition is filed.

3. 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.

4. 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 petitioner without insisting upon the no objection certificate to be obtained by him.

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.

As a sequel, the miscellaneous applications, if any, shall stand closed. There shall

be no order as to costs.

VILAS V. AFZULPURKAR, J

October 1, 2015

LMV