

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Civil Writ Petition No.17097 of 2001

Date of decision:09.02.2015

Jai Narain son of Sanwalia son of Sohan, resident of Jamalpur,
Tehsil and District Gurgaon, and others.

... Petitioners

versus

The Joint Sub Registrar exercising the powers of Sub-Registrar,
Rewari, and others.

.... Respondents

CORAM: HON'BLE MR. JUSTICE K. KANNAN

Present: None for the petitioners.

Mr. Keshav Gupta, Assistant Advocate General,
Haryana.

1. Whether reporters of local papers may be allowed to see the judgment ? No.
2. To be referred to the reporters or not ? No.
3. Whether the judgment should be reported in the digest ? No.

K.Kannan, J. (Oral)

1. The writ petition challenges the order of refusal of registration of a sale deed on the ground that the property was not shown to be the private property that may be transacted in favour of the petitioners. Refusal of registration is not competent for a Registering Officer on the basis that title was not established. An adjudication regarding title is irrelevant before a Registering Officer. An order cannot be sustained and the impugned order is quashed.

The document shall be registered, but it is clarified that mere

registration cannot amount to proof of title in favour of the petitioners.

2. The writ petition is allowed on the above terms. If the document is already in the custody, it shall be registered and if it is not in the custody, the document shall be presented for registration. If the document is presented any time within 4 months from today, it is directed to be registered.

(K.KANNAN)
JUDGE

09.02.2015
sanjeev