

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.06.2016

CORAM

The Hon'ble MR.SANJAY KISHAN KAUL, CHIEF JUSTICE

AND

The Hon'ble MR.JUSTICE R.MAHADEVAN

W.P.No.14853 of 2013

M.Purushothaman .. Petitioner-in
Person

-vs-

- 1.The Secretary to the
Ministry of Law and Justice,
Main Secretariat,
4th Floor, Shastri Bhavan,
New Delhi-110 001.
- 2.Inspector General of Registration,
Department of Registration,
Government of Tamil Nadu,
Santhome High Road,
Chennai-600 028. .. Respondents

Writ Petition filed under Article 226 of the Constitution of India praying for issue of Writ of Mandamus directing the respondents to consider the representation of the petitioner dated 09.5.2013 seeking for either enactment of a new law or to amend the existing Indian Registration Act, 1908 providing for the system of "Lodging Land Caveats by Stakeholders" with the Registrars, as provided in the Malaysian Land Code.

For Petitioner : M.Purushothaman
Petitioner-in-person

For Respondents : Mr.Su.Srinivasan
Asst. Solicitor General for R1
Mr.STS.Moorthy, G.P.
assisted by
Mr.V.Shanmugasundar
Govt. Advocate for R2

* * * * *

ORDER

(Order of the Court was made by The Hon'ble Chief Justice)

The petitioner seeks a consideration by the Ministry of Law and Justice of the feasibility of enactment of a new law or to amend the existing law - Indian Registration Act, 1908, to provide for system of Lodging Land Caveats by the Stakeholders with the Registrars of similar pattern as in the Malaysian Land Code to prevent multiple registration of the document relating to the same land.

2. The aforesaid issue may be examined by the first respondent/second respondent and if it is necessary, the matter would be referred to the Law Commission.

3. The writ petition, accordingly, stands disposed of. No costs.

s/d-
Assistant Registrar (CS-III)

True Copy

Sub-Assistant Registrar

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To

1. The Secretary to the
Ministry of Law and Justice,
Main Secretariat,
4th Floor, Shastri Bhavan,
New Delhi-110 001.
2. Inspector General of Registration,
Department of Registration,
Government of Tamil Nadu,
Santhome High Road,
Chennai-600 028.

+1 cc to Mr. Su. Srinivasan Assistant Solicitor
General
+1 cc to the Government Pleader sr.36161

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