

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

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WRIT PETITION No.393 of 2016

BETWEEN

Chinavathi Sali.

... PETITIONER

AND

The State of Telangana, Rep. by its Principal Secretary, Stamps & Registration (Revenue) Department, Secretariat, Hyderabad and others.

...RESPONDENTS

DATE OF JUDGMENT PRONOUNCED: 06.01.2016

THE HON'BLE SRI JUSTICE VILAS V. AFZULPURKAR

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| 1. | Whether Reporters of Local newspapers may be allowed to see the Judgments? | No |
| 2. | Whether the copies of judgment may be marked to Law Reporters/Journals? | No |
| 3. | Whether Their Ladyship/Lordship wish to see the fair copy of the Judgment? | No |

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ORDER:

Petitioner claims that she is the absolute owner and possessor of land in an extent of Ac.5.00 guntas in Sy.No.468/6 situated at Kadthal Revenue Village, Amangal Mandal, Mahabubnagar District and that the aforesaid land is private patta land. Aggrieved by the action of the second respondent in not receiving the document presented for registration in respect of the aforesaid land, the present writ petition is filed.

2. Since the petitioner claims that the land is a private patta land and is not a land assigned under political sufferers or ex-serviceman category, the registering authority concerned is 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 of the aforesaid enactments, 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.

The writ petition is disposed of. As a sequel, the miscellaneous applications, if any, shall stand closed. There shall be no order as to costs.

VILAS V. AFZULPURKAR, J

January 6, 2016
DSK