

THE HON'BLE SRI JUSTICE VILAS V.AFZULPURKAR

W.P.No.646 OF 2016

ORDER:

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

The petitioner's grievance is that the Sub-Registrar, Madanapalle, Chittoor District, the 3rd respondent, is insisting on production of 'No Objection Certificate' from the Tahsildar, Madanapalle Mandal, Chittoor District, the 2nd respondent to receive the sale deed presented by him for registration with regard to the Plot bearing Nos.10 and 11 admeasuring 298.66 sq. yards in Survey No.512-3 of B.K.Palle Revenue Village, Madanapalle Mandal, Chittoor District.

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 authority concerned to receive and process the document presented by the petitioner without insisting on production of 'No Objection Certificate' to be obtained by him. The registering authority concerned is further directed to receive and process the document in accordance with the Registration Act, 1908 and the Indian Stamp Act, 1899 and if the document is in conformity with the provisions, thereafter register and release the same 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 Indian 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. There shall be no order as to costs.

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

07.01.2016
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VILAS V.AFZULPURKAR, J

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