

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07.12.2018

CORAM

THE HON'BLE MR. JUSTICE K.RAVICHANDRABAABU

W.P.No.25863 of 2017

Muthulakshmi @ Muniammal

...Petitioner

vs.

1. The Inspector of Registrar General,
Registrar General Office,
Chennai - 28
2. The District Registrar (Administration),
Office of the Chengalpattu,
Chengalpattu.
3. The Joint Sub Registrar-II
Office of Joint Sub Registrar-II
Chengalpattu.
4. K.Ramamoothy
5. K.Arjunan

...Respondents

(R4 & R5 impleaded as per order dated 10.10.2017 by KRCBJ in
W.M.P.No.28202/2017 in W.P.No.25863/2017)

Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus to direct the third respondent to register the pending document No.506 of 2013 and returned the same to the petitioner.

For Petitioner : Mr.M.Raja Sekhar

For Respondents : Mr.P.P.Purushothaman
Government Advocate for R1 to 3
Mr.K.Vaidhyanathan for R4 & 5

O R D E R

This Writ Petition is filed seeking for a mandamus directing the third respondent to register the pending document No.506 of 2013 and return the same to the petitioner.

2. After notice, the matter is taken up for further hearing.

3. The learned Government Pleader appearing for the respondents submitted that already an order dated 18.11.2014 was passed by the third respondent refusing to register the document on the reason stated in the said order. He has also produced copy of the said order. If that is the fact, then it is for the petitioner to challenge the said order in a manner known to law. The learned counsel for the petitioner submitted that the said order was not at all communicated to the petitioner.

3. Considering the above stated facts and circumstances, this Writ Petition is disposed of by directing the third respondent to furnish copy of the order dated 18.11.2014 to the petitioner within a period of two weeks from the date of receipt of copy of this order and further by granting liberty to the petitioner to file an appeal challenging the said order dated 18.11.2014 within a period of two weeks from the date of receipt of a copy of the said order before the District Registrar, viz., the second respondent herein. If any such appeal is filed, the same shall be considered and orders shall be passed on the merits and in accordance with law without reference to the period of limitation. No costs. WMP.No. 10070/18 is closed.

Sd/-
Assistant Registrar

//True Copy//

Sub Assistant Registrar

sni/vri

To

1. The Inspector of Registrar General,
Registrar General Office, Chennai - 28
2. The District Registrar (Administration),
Office of the Chengalpattu,
Chengalpattu.
3. The Joint Sub Registrar-II
Office of Joint Sub Registrar-II
Chengalpattu.

+1cc to Mr.M.Rajasekhar, Advocate, S.R.No. 84794
+1cc to the Government Pleader, S.R.No. 85456

W.P.No.25863 of 2017

VD(CO)
GN(03/01/2019)