

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.10.2018

CORAM

THE HON'BLE MR.JUSTICE R.MAHADEVAN

W.P.No.26921 of 2018
and
WMP.Nos.31283 and 31284 of 2018

1.S.Thamburaj
2.S.Rathianam

..Petitioners

..vs..

1. The Sub-Registrar,
Office of the Sub-Registrar,
Ganapathy,
Coimbatore.

2. Santhalingam

.. Respondent

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the 1st respondent to consider the petitioner's representation dated 30.09.2018.

For Petitioner : Mr.P.Mathivanan

For Respondents : Mr.T.M.Pappiah (Registration)
Special Government Pleader

O R D E R

Mr.T.M.Pappiah, learned Special Government Pleader takes notice for the first respondent.

2. By consent, this Writ Petition is taken up and disposed of at the stage of admission itself.

3. This Writ Petition has been filed seeking for a direction to the first respondent to consider the petitioner's representation dated 30.09.2018.

4. The grievance of the petitioners is that they made a representation dated 30.09.2018 to the first respondent not to register any document in respect of the petitioner's property, since the second respondent is trying to encumber or alienate

his property, based on the patta fraudulently obtained. But, no action has been taken on the said representation till date. Hence, the petitioners have come forward with this Writ Petition seeking for the aforesaid relief.

5. The learned counsel appearing for the petitioners submitted that the representation of the petitioner dated 30.09.2018, may be directed to be disposed of by the first respondent, on merits and in accordance with law, within a stipulated period.

6. The learned Special Government Pleader who takes notice on behalf of the 1st respondent submitted that the 1st respondent would consider and pass orders on the representation of the petitioners, within a stipulated period, as directed by this Court.

7. Considering the facts and circumstances of the case and also considering the submissions made, this Court directs the first respondent to consider the representation of the petitioner, dated 30.09.2018 and pass appropriate orders on merits and in accordance with law, within a period of six weeks from the date of receipt of a copy of this order, after affording opportunity of hearing to the petitioner, the second respondent and any of the interested parties.

8. This Writ Petition is disposed of with the above directions. No costs. Consequently, connected Miscellaneous Petitions are closed.

-s/d-

Assistant Registrar(CCC)

True Copy

Sub-Assistant Registrar

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To

The Sub-Registrar,
Office of the Sub-Registrar,
Ganapathy,
Coimbatore.

+1 CC to Mr.P.Mathivanan, advocate sr 71042.

W.P.No.26921 of 2018

SP(09/11/2018)