



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.04.2018

CORAM:

THE HONOURABLE MR. JUSTICE M.S.RAMESH

W.P. (MD) No.8100 of 2018

and

W.M.P. (MD) No.7686 of 2018

1.K.V.Jananame Jeyam
2.N.Balasubramanian
3.S.T.P.Nagasundaram
4.R.Ganesan
5.M.Kesavan

... Petitioners

Vs.

1. The Inspector General of Registration,
Registration Department,
Santhome High Road,
Chennai-28.

2. The District Registrar,
District Registrar Office,
171, Palace Road, Madurai South,
Madurai-625 001.

3. The Sub-Registrar,
North-Madurai Registration District,
Thiruvathavur Road,
Rama Krishna Nagar, Rajakambeeram,
Madurai.

4.S.Shanmugaraj Chettiar
5.N.Palaniyandi Chettiar
6.K.Shanmugavalli

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents 1 to 3 herein to dispose of the petitioners' representation dated 06.02.2018 filed as against the registration of document No.2057 of 2017, dated 24.08.2017 which is registered by the third respondent, within the time limit fixed by this Court.

For Petitioners

: Mr.AL.Kannan

For R1 to R3

: Mr.N.Shanmuga Selvam,

Additional Government Pleader.

**ORDER**

By consent of both parties, this writ petition is taken up for final disposal at the stage of admission itself.

2. It is the grievance of the petitioners that their representation dated 06.02.2018 seeking cancellation of sale deed registered by the third respondent has not been considered by the second respondent till date and therefore, has filed the present writ petition.

3. This Court has not expressed any of its view with regard to the merits of the representation made by the petitioner. It is needless to point out that whenever a representation of this nature is made, the respondents are duty bound to consider the same in one way or other. Non consideration of the same would amount to dereliction of their ordinary duties of their office and as such this Court would be justified in invoking its powers under Article 226 of the Constitution of India to direct them to consider the petitioner's representation within a stipulated time.

4. In view of the limited prayer sought for in this writ petition, there shall be a direction to the second respondent to consider the petitioner's representation dated 06.02.2018 on its own merits and take further action in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order. Such an exercise shall be made, after giving notice to the petitioner as well as the respondents 4 to 6 herein and any other persons, who may be interested in the subject property.

5. With the above direction, this writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-I)

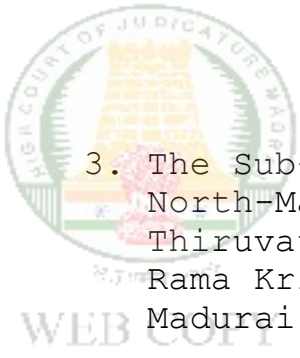
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Sub Assistant Registrar

To

1. The Inspector General of Registration,
Registration Department,
Santhome High Road,
Chennai-28.

2. The District Registrar,
District Registrar Office,
171, Palace Road, Madurai South,



3. The Sub-Registrar,
North-Madurai Registration District,
Thiruvathavur Road,
Rama Krishna Nagar, Rajakambeeram,
Madurai.

+1cc to Mr.AL.Kannan, Advocate Sr.No.61689

MYR

VB/SKN/RSK/SAR1/25.04.2018/3P/5C

W.P. (MD) No.8100 of 2018
13.04.2018