



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 04.06.2018

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P. (MD) No.10474 of 2018

WEB COPY

M.Muthuvel

... Petitioner

vs.

1. The Inspector General of Registration
Santhome High Road
Santhome
Mylapore, Chennai- 600 028.

2. The District Registrar
Thoothukudi
Thoothukudi District

3. The Sub Registrar
Joint II Registrar Office
Thoothukudi.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the second respondent to pass appropriate order on the petitioner's representation dated 10.04.2018 with regard to the cancellation of fraudulent registration in Document No.451 of 2013 on the file of the third respondent office and launching of prosecution as per the provision laid down by the Registration Act.

For Petitioner : Mr.S.M.Mohan Gandhi

For Respondents : Mr. Murugan
Government Advocate

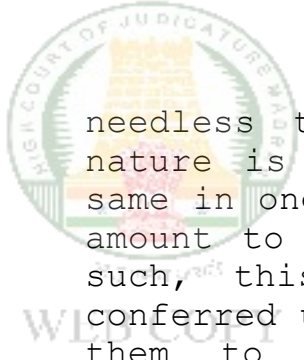
O R D E R

Mr.Murugan, learned Government Advocate, takes notice for the respondents.

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

3. It is the grievance of the petitioner that his representation dated 10.04.2018 seeking for cancellation of document bearing registration No.451 of 2013, on the file of the third respondent, has not been considered by the respondents till date and therefore, he has filed the present writ petition.

4. 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 the other. Non-consideration of the same would amount to dereliction of ordinary duties of their office and as such, this Court would be justified in invoking its powers conferred under Article 226 of the Constitution of India to direct them to consider the petitioner's representation within a stipulated time.

5. 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 10.04.2018 on its own merits and take further action in accordance with law, within a period of twelve weeks from the date of receipt of a copy of this order. Such an exercise shall be done after giving due opportunity to the petitioner, V.Baskaran and V.Ramalakshmi and any other persons who may be interested in the subject matter.

6. With the above direction, this writ petition is disposed of. No costs.

Sd/-

Assistant Registrar(CS-I)

/True Copy/

Sub Assistant Registrar

To:

1. The Inspector General of Registration,
Santhome High Road,
Santhome,
Mylapore, Chennai- 600 028.
2. The District Registrar,
Thoothukudi,
Thoothukudi District.
3. The Sub Registrar,
Joint II Registrar Office,
Thoothukudi.

+1cc to Mr.S.M.Mohan Gandhi, Advocate Sr.No.66566
+1cc to Spl.Government Pleader Sr.No.66787

KRK

VB/SKN/RSK/SAR2/08/06/2018/2P/6C