

THE HON'BLE SRI JUSTICE A.RAJASHEKER REDDY

W.P.NO.21262 OF 2018

O R D E R

Aggrieved by the action of respondents 2 and 3 – registration officials, in not registering the sale transactions in respect of the subject plots of the petitioners, on the basis of the impugned letter issued by the 4th respondent – Visakhapatnam Urban Development Authority in Rc.No.5973/09/1-1 dated 12.04.2012, the present writ petition is filed.

Learned counsel for the petitioner submits that the issue involved in the present writ petition is squarely covered by the order of this court in W.P.No.23217 of 2012 dated 12.12.2012 and hence the same may be disposed of in terms of the said order.

Learned Assistant Government Pleader for Stamps and Registration and Government Pleader for Assignment, submits that petitioners have to first present the documents for registration and without doing so, they cannot complain that respondents 2 and 3 are not registering the documents in question. However, they do not dispute the order relied on by the learned counsel for the petitioners.

A perusal of the order dated 12.12.2012 in W.P.No.23217 of 2012 goes to show that when the Sub Registrar refused to entertain and register the document presented by the petitioner therein by virtue of the impugned letter of the 4th respondent dated 12.04.2012, this court disposed of the writ petition as under:

“For the above-mentioned reasons, respondent No.2 is directed to receive the document that may be presented by the petitioner in respect of the above-mentioned properties and register the same subject to the petitioner complying with the provisions of the Act and the Indian Stamp Act, 1899. It is made clear that mere registration of the documents would not absolve the

liability of the petitioner and his successors-in-interest of legal action arising out of the enquiry that is stated to be pending with respondent No.3.

Subject to the above observation, the writ petition is allowed.”

In view of the order of this court dated 12.12.2012 in W.P.No.23217 of 2012, and for the reasons alike, the present writ petition is allowed in terms of the above directions.

Interlocutory applications pending, if any, shall stand closed. No costs.

A.RAJASHEKER REDDY,J

DATE:24—10—2018

AVS

