

HON' BLE SRI JUSTICE C. PRAVEEN KUMAR

WRIT PETITION No.33264 of 2018

ORDER:

1) The present writ petition came to be filed seeking to declare the action of the 4th respondent-Sub Registrar, in refusing to receive the registered sale deeds presented by the petitioner for registration in respect of plot No. 89 admeasuring 284.4 square yards or 237.75 square meters at My City situated at Sy. No.725/ 11 of Shamshabad Village and Grampanchayat, Shamshabad Mandal, Panga Reddy District, without assigning any reasons, as illegal and arbitrary.

2) The grievance of the petitioner is that he is the absolute owner and possessor of the subject land; purchased the same through a registered sale deed dated 24.12.2005 and his name was also recorded in the revenue records. While things stood thus, due to personal necessities, the petitioner wants to sell the subject land in favour of the third parties. As such he approached the 4th respondent for registration of the same, who refused to receive the document presented by the petitioner, without assigning any reasons.

3) Learned counsel for the petitioner submits that though the petitioner submitted the sale deed for registration of the subject land, in the office of the 4th respondent-Sub Registrar complying with all requirements, no action has been taken by the 4th

respondent. He further submits that no notification was also issued prohibiting registration in respect of the subject land.

4) Learned Government Pleader for Revenue would submit that a direction may be given to the 4th respondent, to pass appropriate orders on the document submitted by the petitioner.

5) Having regard to the facts and circumstances of the case, the writ petition is disposed of directing the 4th respondent-Sub Registrar, to receive and process the document presented by the petitioner in respect of plot No. 89 admeasuring 284.4 square yards or 237.75 square meters at My City situated at Sy. No.725/ 11 of Shamshabad Village and Grampanchayat, Shamshabad Mandal, Panga Reddy District,, if the same is in accordance with the provisions of the Indian Stamps Act and Registration Act and release the same forthwith. However, if the 4th respondent is not inclined to register the document, the 4th respondent, shall return the same assigning reasons, as early as possible, preferably within a period of four to six weeks from the date of receipt of a copy of the order, by giving reasonable opportunity of hearing to the petitioners and all concerned.

6) With the above direction, the writ petition is disposed of. There shall be no order as to costs. As a sequel to disposal of the writ petition, miscellaneous petitions, if any pending shall stand closed.

C. PRAVEEN KUMAR, J

17.09.2018
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