



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.02.2019

CORAM:

THE HONOURABLE MR.JUSTICE **G.R.SWAMINATHAN**

W.P. (MD) No.4449 of 2019

WEB COPY

B.Bala Poisollan

... Petitioner

Vs

1.The Inspector General of Registration,
No.100, Santhom High Road,
Chennai-28.

2.The Sub-Registrar,
Thoothukudi Keezhur Sub-Registrar Office,
Thoothukudi - 628 001.
Thoothukudi District.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus directing the second respondent to consider the petitioner's representation dated --.02.2019 by taking note of the Circular No.52666/C1/2018 dated 29.11.2018 issued by the first respondent within a time that may be stipulated by this Court.

For Petitioner : Mr.S.Muthumalairaja

For Respondents : Mr.M.Murugan

Government Advocate

ORDER

Heard the learned counsel on either side.

2.The petitioner had executed a settlement deed in favour of his wife and his son. He now wants to unilaterally cancel the same. He therefore has given a representation in this regard to the second respondent. He wants the second respondent to consider the same in terms of the circular bearing No.52666/C1/2018 dated 29.11.2018 issued by the first respondent.

3.The Hon'ble Full Bench of the Madras High Court in the decision reported in **2011 (2) CTC 1** in the case of **Latif Estate Line India Limited vs Hadeeja Ammal** had held that unilateral cancellation is not permissible in law. The remedy of the writ petitioner is elsewhere and no relief can be granted in this writ petition.

4.Preserving the rights of the writ petitioner, this writ petition is dismissed. No costs.

Sd/-

Assistant Registrar ()

// True Copy //



To

1.The Inspector General of Registration,
No.100, Santhom High Road,
Chennai-28.

2.The Sub-Registrar,
Thoothukudi Keezhur Sub-Registrar Office,
Thoothukudi - 628 001.
Thoothukudi District.

+1cc to Mr.S.Muthumalairaja, Advocate, SR.No. 50363

+1cc to M/s.Special Government Pleader,SR.No. 50552

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27.02.2019

PNN

KK/SAR-/25.03.2019/2P-5C