



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **01.10.2019**

CORAM:

THE HONOURABLE **MR. JUSTICE M. SUNDAR**

W.P. (MD)No.21055 of 2019

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N.Gowtham Senthilvarman

... Petitioner

/Vs./

1.The District Registrar,
Office at District Registrar,
Palani, Dindigul District.

2.The Joint Sub-Registrar No.I,
Office at District Registrar,
Palani, Dindigul District.

3.The Commissioner,
Hindu Religious Charitable Endowment Department,
Dindigul, Dindigul District.

4.The Thasildhar,
Office of Thasildhar,
Palani, Dindigul District.

... Respondents

PRAYER:- Writ Petition - filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus, directing the 2nd Respondent herein to register the document which has been pending before him in document No.P 03/2019 which was submitted by the petitioner dated 01-04-2019 in order to execute the gift deed in favour of the petitioner's brother and consider the representation dated 30-08-2019 within reasonable time as may be fixed by this Court.

For Petitioner

: Mr.P.Venkatesan

For R-1 & R-2

: Mr.V.Anand

Government Advocate

ORDER

Mr.P.Venkatesan, learned counsel on behalf of writ petitioner, after some arguments sought permission of this Court to withdraw instant writ petition, but made a plea to preserve the rights of writ petitioner to prefer a statutory appeal against second respondent's refusal to register settlement deed vide Receipt No.1291 of 2019 dated 01.04.2019 on the ground that there is



objection from TamilNadu Hindu Religious Charitable Endowment Department. To be noted, such appeal shall be under Section 72 of the Registration Act, 1908 read with Rule 166 of Registration Rules.

2. Permitted to withdraw.

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3. Learned counsel has made an endorsement in the case file. Endorsement is reiterated.

4. In the light of the endorsement and reiteration of the same, instant Writ Petition is dismissed as withdrawn albeit preserving the rights of the writ petitioner to file statutory appeal in the aforesaid manner with a rider that in the statutory appeal, Thakkar/Fit person of Arulmigu Arasamarathadi Vinayagar Matrum Kozhumam Iyarvazh Dharmam temple shall also be arrayed as co-respondent. No costs.

Sd/-

Assistant Registrar (Crl Side)

// True Copy //

Sub Assistant Registrar(CS)

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To

1.The District Registrar,
Office at District Registrar,
Palani, Dindigul District.

2.The Joint Sub-Registrar No.I,
Office at District Registrar,
Palani, Dindigul District.

3.The Commissioner,
Hindu Religious Charitable Endowment Department,
Dindigul, Dindigul District.

4.The Thasildhar,
Office of Thasildhar,
Palani, Dindigul District.

1 CC to M/s.S. RAMASAMY, Advocate (SR-90788[F] dated 01/10/2019)
+1 CC to M/s.S. RAMASAMY, Advocate (SR-91100[F] dated 03/10/2019)
+1cc to M/s.Special Government Pleader,SR.No. 91217

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01.10.2019

KK/SAR/17.10.2019/2P-8C/