



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 22.11.2019

CORAM:

THE HONOURABLE MR.JUSTICE M.GOVINDARAJ

W.P (MD)No.24802 of 2019

V.Amirthalingam

... Petitioner

Vs.

1.The Inspector General of Registration,
No.100, Santhome High Road,
Chennai - 600 028.

2.The Joint Sub Registrar No.1,
No.19, Kutcherri Road,
Opp to Court Campus,
Kumbakonam - 612 001.

3.The District Registrar,
Office of the District Registrar,
Kumbakonam.

4.A.Thirunavukkarasu

5.J.Sasidaran

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of mandamus directing the respondents 1 to 3 to cancel the registered document No.4649 of 2016 dated 02.11.2016 before the office of the 3rd respondent and cancel the same executed by the 4th respondent in favour of the 5th respondent by playing fraud and forging the documents.

For Petitioner : Mr.D.Balamurugapandi

For R1 to R3 : Mr.V.Anand
Government Advocate

ORDER

Mr.V.Anand, learned Government Advocate takes notice on behalf of the respondents 1 to 3. In view of the nature of order going to be passed hereunder, notice need not be sent to the remaining respondents.



2.The petitioner seeks cancellation of registered sale deed bearing document No.4649/2016 dated 02.11.2016.

3.It is seen from the records that there was a mediation held at second appeal stage between the parties, wherein the fourth respondent is a party. A decree came to be passed in terms of compromise in S.A.No.993 of 2003. By virtue of the said mediation agreement, the fourth respondent has sold the property.

4.If at all the petitioner has any legal right over the property, he has to redress his grievance by filing a civil litigation. Writ petition will not lie for the above relief and the same is dismissed accordingly as not maintainable. No costs.

Sd/-

Assistant Registrar (Crl.Side)

// True Copy //

Sub Assistant Registrar(CS)

mj

To

1.The Inspector General of Registration,
No.100, Santhome High Road,
Chennai - 600 028.

2.The Joint Sub Registrar No.1,
No.19, Kutcherri Road,
Opp to Court Campus,
Kumbakonam - 612 001.

3.The District Registrar,
Office of the District Registrar,
Kumbakonam.

+1 CC to M/s.SPL GP (SR-101144[F] dated 25/11/2019)

+1 CC to M/s.D. BALAMURUGAPANDI, Advocate (SR-101280[F] dated 26/11/2019)

W.P (MD) No.24802 of 2019
22.11.2019