

THE HON'BLE SRI JUSTICE SANJAY KUMAR

WRIT PETITION No.12151 of 2019

ORDER:

The grievance of the petitioners is that the Sub-Registrar, Shameerpet, is not receiving the sale deed presented by them in relation to the lands admeasuring Ac.1.23 guntas in Survey No.61/U and Acs.7.37 in Survey No.63/A of Devaryamjal Village, Shameerpet Revenue Mandal, Medchal Malkajgiri District.

It is not open to the registration authority to refuse to receive the document presented for registration. Any such document would necessarily have to be received and processed in accordance with the due procedure and if any grounds are made out for refusing registration, the registering authority concerned is bound to record the reasons therefor in exercise of power under Section 71 of the Registration Act, 1908, and communicate the same to the party concerned.

The Writ Petition is accordingly disposed of directing the Sub-Registrar, Shameerpet, to receive and process the sale deed presented by the petitioners in relation to the subject land. In the event the said document is found to be in order and in compliance with the requirements of the Registration Act, 1908 and the Indian Stamp Act, 1899, the Sub-Registrar shall complete the registration formalities and release the document. If, however, he finds any grounds to refuse registration, he shall record reasons therefor in exercise of power under Section 71 of the Act of 1908 and communicate the same to the petitioners. This exercise shall be completed expeditiously and in any event, not later than one month from the date of presentation of the document.

Pending miscellaneous petitions, if any, shall stand closed in the light of this final order. No order as to costs.

JUSTICE SANJAY KUMAR

19th June, 2019

Note:

Furnish C.C. by 21.6.2019.

B/o

dr

