

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.01.2020

CORAM

THE HONOURABLE MR.JUSTICE C.SARAVANAN

W.P. No. 1543 of 2020

A.Mohammed Hanifa

... Petitioner

Vs.

1.The Inspector General of Registration,
Santhome, Chennai - 600 004.

2.The District Registrar,
Office of the District Registrar (Central),
No.268, Bharathi Salai, Express Estate,
Royapettah, Chennai - 600 014.

3.The Sub-Registrar,
1103, Poonamallee, High Road,
Periamet, Chennai - 600 003.

4.M.Taj Begum

... Respondents

Prayer: Petition filed under Article 226 of Constitution of India to issue a Writ of Mandamus directing the Second Respondent- District Registrar to conduct enquiry and cancel the fraudulent Document No.2860 of 2019 created by the Fourth Respondent which is wrongly registered by the First Respondent.

For Petitioner : Mr. C.V. Kumar

For R1 to R3 : Mr. T.M. Pappiah

Special Government Pleader

O R D E R

The present Writ Petition has been filed for a Mandamus to direct the Second Respondent to cancel the fraudulent Document No.2860 of 2019 created by the Fourth Respondent, wrongly registered by the First Respondent.

2.Heard the learned counsel for the Petitioner and the learned Special Government Pleader for the First to Third Respondents.

3.The learned counsel for the Respondents No. 1 to 3 submits that the Second Respondent does not have power to cancel a fraudulent document. Only the Third Respondent has powers to initiate appropriate proceedings under Section 83 of the Registration Act, 1908.

4.The present Writ Petition is therefore disposed with a direction to the Third Respondent to initiate appropriate proceedings under Section 83 of the Registration Act, 1908, within a period of twelve weeks from the date of receipt of a copy of this order. No cost.

s/d-

Assistant Registrar(CO)

True Copy

Sub-Assistant Registrar

arb / jen

To

1. The Inspector General of Registration,
Santhome, Chennai - 600 004.
2. The District Registrar,
Office of the District Registrar (Central),
No.268, Bharathi Salai, Express Estate,
Royapettah, Chennai - 600 014.
3. The Sub-Registrar,
1103, Poonamallee, High Road,
Periamet, Chennai - 600 003.

+1 CC to Mr.C.V. Kumar, Advocate sr 4955.

+1 CC to Govt. Pleader sr 6160.

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CNR(CO)
SP(31/01/2020)

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