

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.03.2020

CORAM

THE HONOURABLE MR.JUSTICE T.S.SIVAGNANAM

W.P. No. 15576 of 2012
and
M.P. No. 1 of 2012

K.Dhanasekar

.. Petitioner

-vs-

1. The Inspector General of Registration
Chennai - 600 028.

2. The District Registrar
Chengalpat.

3. The Sub Registrar
Chengalpat.

4. S.Jayalakshmi

.. Respondents

Petition under Article 226 of the Constitution of India praying for issuance of Writ of Certiorari calling for the records in proceedings dated 30.04.2012 made in Pa.Mu.No.5944/Aa1/2011 passed by the Second Respondent and quash the same.

For Petitioner : Mr.A.Senthil Manohar

For Respondents : M/s.P.P.Purushothaman
Government Advocate (For R1 to R3)
M/s.C.S.Krishnamoorthy (For R4)

O R D E R

Heard Mr.A.Senthil Manohar, learned counsel for the petitioner and Mr.P.P.Purushothaman, learned government advocate for the first to third respondents and Mr.C.S.Krishnamoorthy, learned counsel for the fourth respondent.

2. This writ petition has been filed to quash the order passed by the second respondent dated 30.04.2012, by which it was held that the sale deed registered as Document No.2869 of 2001 is null and void and not valid.

3. The learned government advocate appearing for the respondents 1 to 3 has produced before this Court an order passed by the second respondent in Na.Ka.No.1685/B3/2018 dated 30.04.2018, from which it is seen that the second respondent has withdrawn the impugned order dated 30.04.2012. That apart, the second respondent while passing the impugned order traced his power to circular No. 67 dated 03.11.2011 issued by the first respondent. This circular has been held to be invalid by the Division Bench of this Court and subsequently, the first respondent has withdrawn the circular in the year 2018.

4. In the light of the above, nothing further survives for adjudication in the writ petition and accordingly, the same is closed. It is submitted by Mr.C.S.Krishnamoorthy, learned counsel appearing for the fourth respondent that civil suit in O.S. No. 61 of 2013 is pending in the Sub Court, Chengalpat. The disposal of this writ petition will not in any manner affect the civil proceeding, which shall be decided based on the oral and documentary evidence placed before that court. Consequently, connected miscellaneous petition is closed. No costs.

Sd/-

Assistant Registrar (CS-IX)

//True copy//

Sub Assistant Registrar

may a

To

1. The Inspector General of Registration
Chennai - 600 028.

2. The District Registrar, Chengalpat.

3. The Sub Registrar, Chengalpat.

Copy To

The Subordinate Judge, Chengalpet

+1cc to Mr.C.S.Krishnamoorthy, Advocate SR.No.18167

+1cc to Government Pleader SR.No.19253

W.P. No. 15576 of 2012

MG (CO)

GMV (10/06/2020)