

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 09.11.2020

C O R A M

The HON'BLE MR. JUSTICE SENTHILKUMAR RAMAMOORTHY

Writ Petition No.18114 of 2010

(Through Video Conferencing)

1. M.B.Buhari (deceased)
2. Meeral Buhari
3. M.B.Siddiq
4. M.B.Sathhik
5. M.B.Arifa Petitioners

(P2 to P5 are substituted as Lrs of the deceased P1 as per order dated 21.10.2019 made in WMP No.20667/2019 in W.P.No.18114 of 2010 by DKKJ)

vs

1. The Inspector General of Registration,
Santhome High Road,
Chennai 600 025.
2. The Sub Registrar,
North Chennai,
Rajaji Salai, Chennai.
3. A.R.Farisha
(R3 impleaded as per order dated 21.10.2019 made in M.P.no.1 of 2011 in W.P.No.18114/2010 By DKKJ) ... Respondents

PRAYER : Writ Petition filed under Article 226 of the Constitution of India, praying to issue a writ of Mandamus thereby directing the Respondents to pass suitable orders on the representation of the Petitioner dated 27.07.2010 seeking the Respondent to release of the Release Deed dated 26.03.2007 registered with the 2nd Respondent in P-7 of 2007 dated 27.03.2007 within a time bound period and pass such further or other orders as it may deem fit and proper in the circumstances of the case.

For Petitioners: M/s.K.Mohanamurali

For Respondents: Mr.T.M.Pappiah, Spl. Govt. Pleader for R1&R2
Mr.M.Afzal for R3

O R D E R

SENTHILKUMAR RAMAMOORTHY J.,

I heard Mr.K.Mohanamurali, learned counsel for the Petitioners and Mr.T.M.Pappiah, learned Special Government Pleader on behalf of the Registration Department.

2.This writ petition is filed for a Writ of Mandamus to consider the representation of the Petitioner dated 27.07.2010 seeking release of the Release Deed dated 26.03.2007, which was registered with the second Respondent on 27.03.2007.

3. Mr.Mohanamurali submits that the subject matter of the writ petition is the Release Deed executed and registered by the third Respondent in favour of the Petitioner. Notwithstanding the disputes between the Petitioner and his siblings, he submits that the Release Deed should be duly registered and released by the Registration Authorities.

4. Mr.Pappiah submits that the Registration Department would consider the representation dated 27.07.2010 and pass orders thereon on merits and in accordance with law.

5. In view of the aforesaid submissions, this writ petition is disposed of by directing the Official Respondents to consider the Petitioner's representation dated 27.07.2010 and the objection of the third Respondent, if any, in accordance with law and to pass orders thereon, on merits, by way of speaking order, within a period of two weeks from the date of receipt of a copy of this order. No costs.

Sd/-

Assistant Registrar(CS-III)

//True copy//

Sub Assistant Registrar

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To

1. The Inspector General of Registration,
Santhome High Road,
Chennai 600 025.

2. The Sub Registrar,
North Chennai,
Rajaji Salai, Chennai.

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BP (CO)

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GMR (10/11/2020)