

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.07.2020

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

W.P No.13195 of 2018  
and W.M.P.No.15536 of 2018

The Royal Lands & Nest Cooperative Housing Society Ltd.,  
Represented by its Director,  
AP873, Door No.II, 2<sup>nd</sup> Street, H Block,  
12<sup>th</sup> Main Road, West Anna Nagar,  
Chennai- 600 040. ....Petitioner

Vs.

- 1.The Government,  
Represented by the Secretary to the Government,  
Commercial Taxes and Registration Department,  
Fort St.George,  
Chennai - 600 009.
- 2.The Inspector General of Registration,  
Mylapore, Santhome,  
Chennai - 600 004.
- 3.The Sub Registrar,  
Kinathukadavu,  
Coimbatore.
- 4.S.Palanisamy,  
Son of SubbeGounder.
- 5.P.Sadasivam,  
Son of S.Palanisamy.
- 6.P.Nujundasamy,  
Son of S.Palanisamy.
- 7.P.Kamalakannan,  
Son of S.Palanisamy.

Respondents 4 to 7 residing at  
No.27, Masanaickenpudur,  
Nallattipalayam Village,  
Kinathukkadavu Taluk,  
Coimbatore District.

8.S.Thangaraj  
Son of SubbeGounder.  
No.1, Masanaickenpudur,  
Nallattipalayam Village,  
Kinathukkadavu Taluk,  
Coimbatore District.

9.S.Suresh Kumar  
Son of Thangaraj,  
No.27, Masanaickenpudur,  
Nallattipalayam Village,  
Kinathukkadavu Taluk,  
Coimbatore District.

10.G.Dhanalakshmi,  
Daughter of S.Thangaraj,  
No. 27-C, Masanaickenpudur  
Nallattipalayam Village,  
Kinathukkadavu Taluk,  
Coimbatore District.

11.S.Ramakrishnan,  
Son of C.Srinivasan,  
No.3/132, V.K.V. Nagar, Asokapuram,  
Coimbatore 641 002.

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, to direct the third respondent to return Document in Receipt No.P 23/2013 dated 19.08.2013, after registration, to the petitioner.

For Petitioner : Mr.V.Raghavachari

For Respondents: Mr.Kathikeyabalan for R1 and R2  
Mr.T.M.Pappiah  
Special Government Pleader  
Mr.C.Kanagaraj for R4 to R10

O R D E R

The learned counsel for the petitioner and the learned counsel appearing on behalf of respondents 4 to 11 brought to the notice of this court paragraph 8 of the counter affidavit filed by the respondents and the same is extracted hereunder:

"8.The respondents further submit that there was an amicable settlement arrived between the respondents 4 to 10 and the writ petitioner. Accordingly, the writ petitioner and the respondents have come to the amicable solution as such instead of realising the cheque for

Rs.3,27,57,000/- now they have decided to share the lands or its sale proceeds in the ratio 70:30 i.e 70% for the respondents and 30% for the writ petitioner. Thus the dispute between the writ petitioner and the respondents 4 to 10 came to an end.

The respondents further submit that they have no objection to grant relief as prayed by the writ petitioner, therefore, the respondents pray that this Hon'ble Court may be pleased to record the affidavit of the respondents and pass necessary orders."

2. In view of the above development and in view of the fact that the matter has been amicably resolved among the parties, paragraph 8 of the counter affidavit is recorded and the third respondent is directed to register and release the document.

3. This writ petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-  
Assistant Registrar

//True Copy//

Sub Assistant Registrar

rst  
To:

1.The Secretary to the Government,  
Commercial Taxes and Registration Department,  
Fort St.George,  
Chennai - 600 009.

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

3.The Sub Registrar,  
Kinathukadavu, Coimbatore.

+1cc to Mr.V.Raghavachari, Advocate Sr.24961  
+2cc to Mr.C.Kanagaraju, Advocate Sr.24929  
+1cc to the Government Pleader Sr.24912

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srg 03/08/2020