



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Reserved on : 22.02.2021

Pronounced on : 10.03.2021

CORAM

THE HON'BLE MR.JUSTICE V.PARTHIBAN

W.P. (MD) No.879 of 2021

R.Ram Anand

... Petitioner

-VS-

1.The Inspector General of Registration,
No.110, Santhome High Road,
Chennai - 28.

2.The Deputy Inspector General of Registration
cum District Registrar (Administration),
Tirunelveli.

3.The District Registrar (Administration),
Tenkasi, Tenkasi District.

... Respondents

Prayer: Petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Mandamus directing the third respondent to conduct enquiry by issuing summon to all the interested parties and pass orders on the complaint forwarded to him by the second respondent through the communication made in Na.Ka.No.4225/E2/20, dated 30.09.2020 by following the circular issued by the first respondent in Letter No.14530/U1/2017, dated 08.11.2017 within the stipulated time.

For Petitioner : Mr.D.Venkatesh

For Respondents : Mr.K.Sathiyasingh

Additional Government Pleader

ORDER

This Writ Petition is filed to direct the third respondent to conduct enquiry by issuing summon to all the interested parties and pass orders on the complaint forwarded to him by the second respondent through the communication made in Na.Ka.No.4225/E2/20, dated 30.09.2020 by following the circular issued by the first respondent in Letter No.14530/U1/2017, dated 08.11.2017 within the stipulated time.

2.When the matter is taken up for hearing, the learned Counsel for the petitioner would submit that even very recently this Court has disposed of similar Writ Petitions with certain directions. The

<https://hccerrecords.gov.in/mseid/> for the petitioner would refer to the decision of



this Court rendered in W.P.(MD)No.18952 of 2020 dated 19.02.2021. The learned Counsel for the petitioner would specifically draw the attention of this Court to paragraphs 2 and 3 in the order which are extracted hereunder:

"2.When the matter is taken up for hearing, Mr.K.Sathiya Singh, learned Additional Government Pleader appearing for the respondents 1 and 2 would submit that the respondent department has issued a circular, dated 09.11.2018, as to the position to be followed in the matter of fraudulent registration. He would further submit that necessary action will be taken in terms of circular, dated 09.11.2018 and also further circulars issued by the respondent department.

3.In view of the above submission, the writ petition stands disposed of with the directions as under:-

i) The 1st respondent is directed to consider the petitioner's representation, dated 19.09.2019 and take a decision on the same in terms of circular dated 09.11.2018.

ii) The 1st respondent is also directed to pass appropriate orders in this regard within a period of 8 weeks from the date of receipt of a copy of this order."

Therefore, the learned Counsel for the petitioner would pray for similar orders to be passed in this Writ Petition as well.

3.Mr.K.Sathiya Singh, learned Additional Government Pleader would not quarrel with the submission of the learned Counsel for the petitioner and would, in fact, fairly concede as to the issue raised in the Writ Petition.

4.In view of the above, the writ petition stands disposed of with the directions as under:-

i) The third respondent is directed to conduct enquiry by issuing summon to all the interested parties and take a decision on the complaint forwarded to him by the second respondent through the communication dated 30.09.2020 in terms of circular dated 09.11.2018.

ii) The third respondent is also directed to pass appropriate orders in this regard within a period of 8 weeks from the date of receipt of a copy of this order."

No costs.

Sd/-

Assistant Registrar(CS-III)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

SRM

<https://hcservices.ecourts.gov.in/hcservices/>



To

1.The Inspector General of Registration,
No.110, Santhome High Road,
Chennai - 28.

2.The Deputy Inspector General of Registration
cum District Registrar (Administration),
Tirunelveli.

3.The District Registrar (Administration),
Tenkasi, Tenkasi District.

+1 CC to M/s.SPL GP (SR-10541[F] dated 11/03/2021)

W.P. (MD) No.879 of 2021

10.03.2021

MJ(CO)

TR(01.04.2021) 3P 5C