



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.02.2022

CORAM

THE HONOURABLE MR.JUSTICE G.K.ILANTHIRAIYAN

W.P. NO.13454 OF 2021

L.V.Radhakrishnan

... Petitioner

-Vs-

1. The Sub Registrar,
Office of Sub-Registrar Adyar,
Kamaraj Avenue II Street,
Adyar, Chennai -20.

2. D.Narendrakumar Bothra

3. D.Surendrakumar Bothra

4. R.Srinivasan

... Respondents

Prayer :-

Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Mandamus, to direct the first respondent not to release the two pending documents i.e., (i) Mortgage made over in P.No.34 of 2020 executed by the second respondent to fourth respondent & (ii) Mortgage made over in P.No.35 of 2020 executed by the third respondent to the fourth respondent without passing a detailed order in the petitioner's objection dated 04.02.2021.

For Petitioner : Mr.G.Santhosh Kumar

For Respondents

For R1 : Mr.Yogesh Kannadasan

Special Government Pleader

ORDER

The Writ Petition has been filed to direct the first respondent not to release the two pending documents i.e., (i) Mortgage made over in P.No.34 of 2020 executed by the second respondent to fourth respondent & (ii) Mortgage made over in P.No.35 of 2020 executed by the third respondent to the fourth respondent without passing a detailed order in the petitioner's objection dated 04.02.2021.



2. Heard Mr.G.Santhosh Kumar, learned counsel appearing for the petitioner and Mr.Yogesh Kannadasan, learned Special Government Pleader appearing for the first respondent.

3. The petitioner submitted his objections dated 04.02.2021 before the first respondent in respect of execution of mortgage deed executed by the second and third respondents in favour of the fourth respondent, which were kept pending as document Nos.34 & 35 of 2020 respectively, and the objections are also pending on the file of the first respondent. Hence the petitioner filed this Writ Petition with the above said prayer.

4. Considering the above facts, the first respondent is directed to consider the petitioner's objections dated 04.02.2021, after issuance of notice to the petitioner as well as the respondents 2 to 4 herein, and after giving opportunity of hearing to both parties, pass orders on merits and in accordance with law, either to register or reject the documents, within a period of eight weeks from the date of the receipt of a copy of this Order.

5. With the above directions, the Writ Petition stands disposed of. There shall be no order as to costs.

Sd/-

Assistant Registrar(CS IV)

//True Copy//

Sub Assistant Registrar

rts

To

The Sub Registrar,
Office of Sub-Registrar Adyar,
Kamaraj Avenue II Street,
Adyar, Chennai -20.

W.P. No.13454 of 2021

SSV(CO)
PM/21/02/2022