



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 21.06.2022

CORAM

WEB COPY

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P (MD) No.9186 of 2022

Hemalatha

... Petitioner

Vs.

1.The District Registrar,
Y.Othakadi,
Yanaimalai,
Rajakambeeram,
Madurai North,
Madurai.

2.The Sub Registrar,
Y.Othakadi,
Yanaimalai,
Rajakambeeram,
Madurai North,
Madurai.

3.K.Baluchamy

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, to direct the respondents 1 and 2 herein to remove the 3rd respondent's name in the encumbrance and further direct the respondents 1 and 2 to cancel the sale deed in Document No.411/2015 and consider the petitioner's representation dated 01.10.2021.

For Petitioner : Mr.S.Balaji

For Respondents : Mr.K.S.Selvaganesan,
Addl. Government Pleader for R1 & R2

ORDER

Heard the learned counsel for the writ petitioner and the learned Additional Government Pleader for the respondents 1 and 2.

2.The case of the petitioner is that the jurisdictional civil Court erroneously executed a sale deed dated 22.12.2014 in favour of the third respondent.

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



3. According to the petitioner, as per the compromise arrived at before the Lok Adalat in O.S.No.467 of 2004 on 09.09.2017, the said sale deed is liable to be cancelled.

4. It is well settled that a Lok Adalat award is capable of being executed like any decree. The petitioner has to necessarily file an execution petition before the jurisdictional civil Court for enforcing the said Lok Adalat award. Filing a writ petition does appear to be appropriate.

5. Granting liberty to the petitioner to file an execution petition for enforcing the aforesaid Lok Adalat award, the writ petition is disposed of. No costs.

Sd/-

Assistant Registrar (CS III)

// True Copy //

/07/2022

Sub Assistant Registrar(CS)

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To:

1. The District Registrar,
Y.Othakadi,
Yanaimalai,
Rajakambeeram,
Madurai North,
Madurai.

2. The Sub Registrar,
Y.Othakadi,
Yanaimalai,
Rajakambeeram,
Madurai North,
Madurai.

+1 CC to M/s.S. BALAJI, Advocate (SR-27217[F] dated 21/06/2022)
+1 CC to M/s.SPL.GP (SR-27474[F] dated 22/06/2022)

W.P(MD)No.9186 of 2022
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