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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 12.08.2022

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.9991 of 2022

G.Kumar

... Petitioner

Vs

1.The Inspector General of Registration,
Registration Department,
Santhome Salai, Chennai.

2.The District Registrar,
Registration Department,
Rajakambeeram Head Office, Madurai.

3.The Sub Registrar,
Chokkikulam Sub Registrar Office,
Madurai.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus directing the respondents particularly the third respondent to accept and register a sale deed to the purchaser and allow the petitioner to execute a sale deed also on behalf of his minor son named Vagamithran aged about 17 years and considering the petitioner's representation dated 15.04.2022.

For Petitioner : Mr.S.Sivakumar

For Respondent : Mr.K.S.Selvaganesan,
Additional Government Pleader



ORDER

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Heard the learned counsel on either side. The petitioner presented the petition mentioned sale deed for registration. The property comprises share belonging to a minor. Since a property of a minor cannot be alienated without the permission from the court, the third respondent rightly informed the petitioner that the sale deed will not be entertained. Therefore, no relief can be straightaway granted to the petitioner. But the learned counsel for the petitioner states that the family is facing immense pressure at the hands of the financial institutions and that therefore, unless they are permitted to sell the properties, the entire property will be sold for a song.

2. Taking note of the same, I permit the petitioner to move the jurisdictional court to sell the minor's property. If such a petition is filed, the same will be entertained and disposed of by the jurisdictional court within a period of four weeks from the date of such filing.

3. With this liberty and direction, the writ petition is disposed of.

12.08.2022

Index : Yes / No
Internet : Yes/ No
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To

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Santhome Salai, Chennai.
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G.R.SWAMINATHAN, J.

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