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W.P.(MD)NO.12584 OF 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.07.2022

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.12584 of 2022

S.Rajeswari

... Petitioner

Vs.

1. The Presiding Officer,
Subordinate Court,
Thuraiyur,
Trichy District.

2. The Sub Registrar,
Thuraiyur,
Trichy District.

3. K.Ramasundaram
Rep. by his power of attorney
S.Veeraiah

... Respondents

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the second respondent to register the sale deed engrossed by the first respondent in favour of the petitioner dated 23.12.2021 within a time frame to be stipulated by this Court.

For Petitioner : Mr.N.Sankar Ganesh

For R-2 : Mr.K.S.Selva Ganesan,
Additional Government Pleader.

For R-3 : No appearance.

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**ORDER**

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Heard the learned counsel appearing for the writ petitioner and the learned Additional Government Pleader appearing for the second respondent.

2. The petitioner filed O.S.No.45 of 2020 before the Sub Court, Thuraiyur, for the relief of specific performance. The matter was referred to Lok Adalath and compromise decree came to be passed. Eventually when the executive petition was filed, the executing Court executed the sale deed in favour of the writ petitioner. Since the second respondent declined to register the same, the present writ petition came to be filed.

3. When the jurisdictional civil Court had executed the sale deed in the execution proceedings, the second respondent is bound to entertain the same, register it and release it subject to fulfillment of the usual formalities.

4. This writ petition stands allowed. No costs.

25.07.2022

Index : Yes / No
Internet : Yes/ No
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To:

1. The Presiding Officer,
Subordinate Court,
Thuraiyur,
Trichy District.
2. The Sub Registrar,
Thuraiyur,
Trichy District.





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G.R.SWAMINATHAN,J.

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