



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 05.08.2022

CORAM

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P. (MD) No.17650 of 2022

A.Sukumaran

... Petitioner

Vs.

The Sub Registrar,
Joint II Sub Registrar Office,
Tirunelveli.

... Respondent

Prayer: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondent to register the final decree passed in I.A. No.1237 of 2018 in I.A.No.1803 of 2013 in O.S.No.77 of 2007 on the file of the Principal District Munsif Court, Tirunelveli dated 25.08.2020 presented by the writ petitioner.

For Petitioner : Mr.T.Selvan

For Respondent : Mr.K.S.Selva Ganesan,
Additional Government Pleader.

* * *

O R D E R

Heard the learned counsel on either side.

2. The petitioner wants the petition mentioned final decree to be registered. On the ground that it has been belatedly presented, the respondent appears to have declined to entertain the same.

3. The Hon'ble Division Bench in the decision reported in **2019 (3) MLJ 517 (S.Sarvothaman Vs. The Sub Registrar, Pondicherry)** had held that Section 23 of the Registration Act will not apply to Court decrees. The petitioner is permitted to present the document in question before the respondent. The respondent shall receive the same, register it and release it subject to fulfilment of the other usual formalities. This writ petition stands allowed. No costs.



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W.P.(MD)N



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Sd/-

Assistant Registrar (Cr1.Side)

// True Copy //

/ /2022

Sub Assistant Registrar(CS)

PMU

To:

The Sub Registrar,
Joint II Sub Registrar Office,
Tirunelveli.

+1 CC to M/s.SPL.GP (SR-36604[F] dated 08/08/2022)

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AMS(06/09/2022) 2P 3C