

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
TUESDAY, THE THIRTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND TWENTY TWO ✓

:PRESENT:

THE HONOURABLE SRI JUSTICE A.ABHISHEK REDDY ✓

IA No. 1 OF 2022

IN

WP NO: 17777 OF 2022 ✓

Between:

1. Sri.Mukesh Agarwal, S/o Late Sri Krishna Agarwal.
2. M/s.CSK Relators Limited, Represented by Sri.Rakshit Agarwal Registered office at 5-9-30/1/17 Ground Floor Palace Colony, Lake Hills Road, BasheerbaghHyderabad-500 063.

...Petitioner(s)

(Petitioner in WP 17777 OF 2022
on the file of High Court)

AND

1. State of Telangana. Rep. by Principal Secretary Revenue Department BRK Bhavan Hyderabad.
2. Inspector of General of Registration and Stamps, State Telangana. Moazam Jahi Market Hyderabad
3. Joint Sub Registrar, Hyderabad Registration and Stamps Office Red Hills Hyderabad

...Respondent(s)

(Respondents in-do-) ✓

Counsel for the Petitioners : SRI ABU AKRAM

Counsel for the Respondents : GP FOR STAMPS AND REGISTRATION ✓

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondent.No.3 and accept and register the sale deed presented by these petitioners for registration and accept the stamp duty paid by these petitioners on the bases of G.O.Ms.No. 58, dt 20/07/2021 ignoring enhancement of Market value as per G.O.Ms.No 9 dated 29-01-2022, Pending disposal of WP No. 17777 of 2022, on the file of the High Court. ✓

The court while directing issue of notice to the Respondents herein to show cause as to why this application should not be complied with, made the following order.(The receipt of this order will be deemed to be the receipt of notice in the case).

ORDER

Aggrieved by the Market Value Certificate issued by the respondent No.3, the present writ petition is filed.

Learned counsel for the petitioners submits that fixation of the market value in respect of the subject property at Rs.6,400/- per sq.ft. is contrary to G.O.Ms.Nos.58 and 59, Revenue (Registration) Department, dated 20.07.2021, and the schedules prescribed thereunder. The learned counsel has drawn the attention of this Court to the schedule annexed to G.O.Ms.No.59, dated 20.07.2021.

In the circumstances, having regard to the G.O.Ms.Nos.58 and 59, dated 20.07.2021, there shall be interim direction to the respondent Nos.2 and 3 to receive and register the sale deed presented by the petitioners by collecting the market value of the subject property as per the said G.O.Ms.Nos.58 and 59 i.e., with enhancement of 20% on the existing market value. It is made clear that such registration is only a provisional one and is subject to the final result of the present writ petition and eventually, if the writ petition is dismissed, the petitioners should abide by the same and pay the balance stamp duty, if any.

Registry shall make an endorsement on the present writ petition to the effect that the same shall not be permitted to be withdrawn.

SD/- V.SUDHA
ASSISTANT REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Revenue Department BRK Bhavan, State of Telangana, Hyderabad (By RPAD)
2. Inspector of General of Registration and Stamps, State Telangana. Moazam Jahi Market Hyderabad(By RPAD)
3. Joint Sub Registrar, Hyderabad Registration and Stamps Office Red Hills Hyderabad(By RPAD)
4. Section Officer, (Non-service) Section, High Court, Hyderabad.
5. One CC to SRI. ABU AKRAM Advocate [OPUC]
6. Two CCs to GP FOR STAMPS AND REGISTRATION, High Court for the State of Telangana at Hyderabad. [OUT]
7. One spare copy

HIGH COURT

AARJ

DATED:13/09/2022

ORDER

IA.NO. 1 OF 2022
IN
WP.No.17777 of 2022

INTERIM DIRECTION

