



W.P.No.8598 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.03.2023

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

W.P.No.8598 of 2023

C.Anjana Reddy

...Petitioner

Vs

1.The Deputy Inspector General of Registration,
Salem Division [Registration Department],
Salem – 636 014.

2.The District Registrar,
Krishnagiri District.

3.Santhama

4.Krishna Reddy

5.Muni Reddy

6.Sankar Reddy

7.Geetha

8.Prabhakar Reddy

9.G.Anuma Reddy

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the 1st respondent to cancel the 47 fraudulent documents executed by the respondents 3 to 9 in respect of the family properties of the petitioner situated at No.27, Kampasandiram Village, Hosur Taluk, Krishnagiri District, comprised in



W.P.No.8598 of 2023

Punja Paimash No.71, New S.No.11-Hectare 0.2.11, Punja Paimash No.72, New S.No.11-Hectare 0.0.10, Punja Paimash No.73, New S.No.11-Hectare 0.0.12, Punja Paimash No.66, New S.No.19-Hectare 1.25.7, Punja Paimash No.57, New S.No.4 Hectare 7.11.8, Punja Paimash No.59, New S.No.2 & 3-Hectare 7.5.10, Punja Paimash No.47, New S.No.11-Hectare 5.10.0, Punja Paimash No.45, New S.No.12-Hectare 3.24.5, Punja Paimash No.48, New S.No.10-Hectare 7.13.10, Punja Paimash No.43, New S.No.16/4-Acre 1.37, Punja Paimash No.67, New S.No.24-Acres 2.30 cents, Punja Paimash No.42, New S.No.17-Acres 2.88 Cents, in all totalling to an extent of 26.31.5 Hectare [65 Acres] by considering the petitioner appeal dated 21.12.2020 after conducting an enquiry as per Section 22B and 77A of the Indian Registration Act, 1908.

For Petitioner : Mr.T.Sellapandian

For R1 & R2 : Mr.V.Veluchamy
Additional Government Pleader

ORDER

Heard Mr.T.Sellapandian, learned counsel appearing for the petitioner and Mr.V.Veluchamy, learned Additional Government Pleader for the respondents 1 and 2.



W.P.No.8598 of 2023

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2. Since this Court is directing the first respondent to consider the petitioner's Appeal Petition, after giving due notice and opportunity to the respondents 3 to 9, notice to the respondents 3 to 9 is hereby dispensed with.

3. The limited prayer sought for in this Writ Petition is for a direction to the first respondent herein to dispose of the appeal preferred by the petitioner dated 21.12.2020 within a stipulated time.

4. It is needless to point out that whenever a statutory appeal is preferred before the Appellate Authority, there is a duty cast on them to dispose of the appeal expeditiously. Non-compliance of such a responsibility would amount to dereliction of duties and this Court would be justified in directing the authority to dispose of the appeal within a stipulated time, in exercise of its powers under Article 226 of Constitution of India.

5. In the light of the above observations, there shall be a direction to the first respondent herein to dispose of the petitioner's appeal petition



W.P.No.8598 of 2023

WEB COPY

dated 21.12.2020, if not already disposed of, after giving due opportunity to the petitioner and the respondents 3 to 9, as well as all other persons who may be interested in the subject property, on its own merits and in accordance with law, within a period of three months from the date of receipt of a copy of this order.

6. With the above direction, the Writ Petition stands disposed of.

No costs.

20.03.2023

Index: Yes/No

Speaking order/Non-speaking order

hvk

To

1.The Deputy Inspector General of Registration,
Salem Division [Registration Department],
Salem – 636 014.

2.The District Registrar,
Krishnagiri District.



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W.P.No.8598 of 2023

M.S.RAMESH,J.

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W.P.No.8598 of 2023

20.03.2023