



WEB COPY



W.P.No.13367 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.08.2023

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THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.13367 of 2023

N.Ranjithammal

...Petitioner

Vs.

The Sub Registrar,
Sub-Registration Office,
Ponneri (Taluk) – 601 204,
Tiruvallur District.

..Respondent

Prayer : Writ Petition filed Under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the respondent to register the family partition deed dated 14.03.2023 presented for registration by the petitioner without insisting her to produce the original title deeds of the petitioner.

For Petitioner

: Mr.R.Munusamy

For Respondent

: Mr.G.Krishnaraja,
Additional Government Pleader



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ORDER

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The relief sought for in the present writ petition is to direct the respondent to register the family partition deed dated 14.03.2023 presented for registration by the petitioner, without insisting her to produce the original title deeds of the petitioner.

2. Learned counsel for the petitioner states that a partition deed was presented for registration. The registering authority refused to process the registration on the ground that the petitioner has not produced the original documents in respect of three documents. With reference to those three documents, the learned counsel for the petitioner states that the petitioner has produced the Certified Copy of the documents. Despite the fact that the certified copies are produced, the registering authority has refused to register the partition deed.

3. Under Rule 55A of the Registration Rules, there is no impediment for verifying the certified copy of the documents and register the documents presented by the presentant. In view of the fact that the petitioner has produced the certified copy of the original documents, the respondent is



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directed to proceed with the registration, if the document presented by the petitioner is otherwise in accordance with the Registration Act and Rules.

The said exercise is directed to be completed within a period of four(4) weeks from the date of receipt of a copy of this Order.

With these directions, the writ petition stands allowed. No costs.

03.08.2023

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Index: Yes
Speaking Order

To

The Sub Registrar,
Sub-Registration Office,
Ponneri (Taluk) – 601 204,
Tiruvallur District.

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S.M.SUBRAMANIAM, J.

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