



WEB COPY



W.P.No.14192 of 2018

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.04.2023

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.No.14192 of 2018

And

W.M.P.Nos.16757 and 16758 of 2018

- 1.Ganapathi Raman
- 2.G.Karthikeyan
- 3.Thanga Natrajamani
- 4.S.Surya Prakasam
- 5.Ajai Bhaskar
- 6.PBV Apartment Owners Welfare Association ... Petitioners

Vs.

- 1.The Inspector General of Registration,
Chennai – 600 028
100, Santhome High Road,
Mylapore,
Chennai – 600 028.
- 2.The District Registrar,
Chennai (South),
9, Jenis Road,
West Saidapet,
Chennai – 600 015
- 3.The Prestige Bella Vista Apartment Owners Welfare Association
Rep. by Secretary.
- 4.Prestige Builders ... Respondents

Prayer:

Petition filed under Article 226 of the Constitution of India to



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issue a Writ of Certiorarified Mandamus to call for the records in Order No.50454/II/2017 dated 10.05.2018 on the file of the first respondent, quash the same as illegal and further direct the respondents 1 and 2 to register the petitioner under the Tamil Nadu Apartment Ownership Act, 1994.

For Petitioners : Mr.Avinash Wadhwani
for M/s.V.Srimathi

For Respondents : Mr.E.Veda Bagath Singh for R1 & R2
Special Government Pleader
Mr.V.Kuberan for R3
for M/s.Rank Associates
Ms.Apoorva Vinjamur for R4
for Dua Associates

O R D E R

W.M.P.Nos.16757 of 2018 filed to permit the petitioners to file the writ petition jointly is allowed, subject to payment of separate sets of court-fee by the petitioners within two weeks from the date of receipt of a copy of this order. In default of compliance, the order passed in the writ petition shall be applicable only to the first petitioner.

2.When the matter was taken up for consideration, the learned counsel appearing for the petitioners made the following endorsement in the petition:

'writ petition may be closed with liberty



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***to file a fresh application in terms of S.9
of TN Societies Reg Act.'***

3.In view of the endorsement made by the learned counsel appearing for the petitioners, this writ petition is closed with liberty to the petitioner to file a fresh application in terms of Section 9 (1)(c) of the Tamil Nadu Societies Registration Act. No costs. Consequently, the connected miscellaneous petition is also closed.

05.04.2023

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Speaking Order/ Non Speaking Order
Index: Yes/ No
Internet: Yes/ No

To

1.The Inspector General of Registration,
Chennai – 600 028
100, Santhome High Road,
Mylapore,
Chennai – 600 028.

2.The District Registrar,
Chennai (South),
9, Jenis Road,
West Saidapet,
Chennai – 600 015.

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M.DHANDAPANI,J.
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