



WEB COPY

W.P.No.22606 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.08.2023

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.22606 of 2023
and
W.M.P.No.22038 of 2023

M.Thulasimani

... Petitioner

Vs.

1.The District Registrar (admin),
O/o. District Office,
Coimbatore.

2.The Sub-Registrar,
O/o. Sub-Registrar Office,
Periyannayakanpalayam,
Coimbatore District.

3.P.Balasubramaniam

4.S.Muthukumar

5.P.Duraisamy

6.S.Selvanayagi

7.Vijayasundaram

8.Umadevi



9.Suganya

10.Balasubramaniam

11.Nirmala

12.Nagesh

13.Anuradha

14.Saraswathi

15.Kamala

16.Rajendran

17.T.K.Narendran

18.A.Boraiyan

19.Shanmugham

20.Rukmani

21.Kamalam

22.Radhamani

23.Geethamani @Krishnaveni

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the first respondent to cancel the above mentioned Document No.8130 of 2014 executed by the respondents 7 to 21 in favour of respondents 3 to 6 in respect of the property comprised in Survey No.370/2 measuring 0.78 cents SRO Periyannayakampalayam the 2nd respondent herein.



For Petitioner : Mr.K.Nagarajan
For R1 & R2 : Mr.C.Jayaprakash,
Government Advocate

ORDER

The writ petition has been filed for directing the first respondent to cancel the Document No.8130 of 2014 executed by the respondents 7 to 21 in favour of respondents 3 to 6 in respect of the property comprised in Survey No.370/2 measuring 0.78 cents.

2. The issues raised in the present writ petition were adjudicated by this Court in a batch of writ petitions in ***W.P.No.4192 of 2018 [A.Selvam vs. The Sub Registrar, Dadagapatti, Salem District] etc., and batch***, and a judgment was delivered on 15.06.2023. In this regard, the Inspector General of Registration has issued a Letter No.19464/U1/2023 dated 10.06.2023 in Circular No.1 of 2023. The relevant paragraphs of the above said judgment are extracted hereunder:

*“33. In view of the facts and circumstances,
the following orders are passed:*

(1) In respect of the complaints pending



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before the District Registrars concerned and the appeals pending before the respective Appellate Authorities, the Inspector General of Registration shall direct all the authorities to follow Circular No.1/2023 dated 10.06.2023 strictly for the purpose of disposal of the complaints and the appeals in a consistent manner;

- (2) The Inspector General of Registration is directed to incorporate the further clarifications as stated in this order and issue a fresh Circular within a period of two weeks from the date of receipt of a copy of this order;*
- (3) The respondents are directed to relegate the parties to approach Civil Court of Law, in the event of disputed facts regarding civil rights exist between the parties.*
- (4) In the event of violation of the guidelines issued by the Inspector General of Registration or the directions issued by this Court or any other lapses, negligence or dereliction*



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of duty is found while performing the duties by the authorities, departmental disciplinary proceedings are to be initiated under the relevant Service Rules.

(5) The Inspector General of Registration is directed to conduct periodical Reviews as warranted under the Rules of Public Administration.”

3. In view of the fact that the case of the petitioner is also similar to that of the cases (cited *supra*), the case of the petitioner is also to be considered on the same line.

4. Accordingly, this Writ Petition stands disposed of. No costs.

01.08.2023

skr

Index : Yes

Speaking order



To

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1. The District Registrar (admin),
O/o. District Office,
Coimbatore.
2. The Sub-Registrar,
O/o. Sub-Registrar Office,
Periyanayakanpalayam,
Coimbatore District.



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S.M.SUBRAMANIAM, J.

skr

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