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W.P.No.22126 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.07.2023

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.22126 of 2023

Mr.T.Udayakumar

... Petitioner

Vs.

1. Inspector of Registration,
Tamil Nadu State Registration Department,
100, Santhome High Road,
Pattinampakkam, Chennai – 600 028.

2. The District Registrar (Administration),
District Registrar Office, Chennai Central,
Chennai – 600 014.

3. The Sub Registrar, Purasaiwalkam,
No.6/13, Adhi Venu Heights, Porteous Road,
Ayanavaram, Chennai - 600 023.

4. S.V. Nadanavelu

5. S.V. Veeraraghavan

6. S.V. Thanigaivelu

7. S.V. Rajkumar

8. Gandhi Sankar

... Respondents



Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents 1 to 3 to cancel the fake document of sale agreement dated 10.11.2010 registered as Document No.4328 of 2010 on the file of the Sub-Registrar, Purasaiwalkam, Chennai, based on the petition in proceedings No.11140/Aa-2/2022 dated 13.03.2023.

For Petitioner : Mr.J.Karunanithi
For R1 to R3 : Mr.C.Jayaprakash,
Government Advocate

ORDER

The writ petition has been filed for directing the respondents 1 to 3 to cancel the sale agreement dated 10.11.2010 registered as Document No.4328 of 2010 on the file of the Sub-Registrar, Purasaiwalkam, Chennai, based on the petition in proceedings No.11140/Aa-2/2022 dated 13.03.2023.

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 & etc.,*** batch, and a judgment was delivered on ***15.06.2023*** and the relevant paragraphs of the judgment are extracted hereunder:



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

(i) In respect of the complaints pending 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;

(ii) 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;

(iii) 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.



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

(v) *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.

27.07.2023

skr

Index : Yes

Neutral Citation : Yes



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To

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S.M.SUBRAMANIAM, J.

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