



WEB COPY

W.P.No.24095 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 17.08.2023

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.24095 of 2023

K.Ganesan

... Petitioner

Vs.

1. The Inspector Of Registration,
No.100, Santhome High Road,
Raja Annamalaipuram, Chennai-28.

2. The District Registrar (North),
Office Of The District Registrar,
Kuralagam Buildings, 1st Floor,
Parrys, Chennai-108.

3. The Sub Registrar,
Office Of The Sub Registrar,
Kaladipet, Chennai-19.

4. K.Perumal

5. S.Mukesh Kumar

6. Gunasekaran

7. Shyamala

8. Rajeswari

9. Thiruvell Kannan



10. E.Murugeswari

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the respondents herein more particularly the 3rd respondent herein viz., the District Registrar (North) Chennai to consider the Representation of the petitioner herein dated 27.02.2023 forthwith in cancelling the Forged Power of attorney executed by the Principal Perumal in favour of his power agent Mukesh Kumar and the sale deeds executed in favour of the respondents 6 to 10 viz Power of Attorney bearing document No.1635 of 2019 and the sale deed in favour of Gunasekaran and Shyamala in No.9468 of 2019 sale deed bearing document No.749 of 2020 in favour of Rajeswari and Thiruvclkannan and sale deed bearing document No.5254 of 2019 in favour of Murugesan forthwith.

For Petitioner : Mr.M.R.K.Senthil Kumaran

For Respondents 1 to 3 : Mr.D.Ravichander
Special Government Pleader

ORDER

The relief sought for in the present writ petition is to direct the respondents herein, more particularly the 3rd respondent herein viz., the District Registrar (North) Chennai, to consider the Representation of the petitioner herein dated 27.02.2023, forthwith in cancelling the Forged Power



WEB COPY

of attorney executed by the Principal Perumal in favour of his power agent Mukesh Kumar and the sale deeds executed in favour of the respondents 6 to 10 viz Power of Attorney bearing document No.1635 of 2019 and the sale deed in favour of Gunasekaran and Shyamala in No.9468 of 2019 sale deed bearing document No.749 of 2020, in favour of Rajeswari and Thiruvellkannan and sale deed bearing document No.5254 of 2019 in favour of Murugesan forthwith.

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
before the District Registrars concerned
and the appeals pending before the
respective Appellate Authorities, the*



WEB COPY

W.P.No.24095 of



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 of duty is found while performing the duties by the authorities, departmental disciplinary proceedings are to be initiated under the*



WEB COPY

W.P.No.24095 of



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.

Sha

17.08.2023

Index : Yes

Neutral Citation : Yes

Speaking order

To

1. The Inspector Of Registration,
No.100, Santhome High Road,
Raja Annamalaipuram, Chennai-28.

2. The District Registrar (North),
Office Of The District Registrar,
Kuralagam Buildings, 1st Floor,
Parrys, Chennai-108.



WEB COPY

3. The Sub Registrar,
Office Of The Sub Registrar,
Kaladipet, Chennai-19.

W.P.No.24095 of



S.M.SUBRAMANIAM, J.

Sha

W.P.No.24095 of 2023

17.08.2023