



WEB COPY

W.P.No.25296 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.08.2023

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.25296 of 2023

M.Thamilarasan

... Petitioner

Vs.

1.The Deputy Inspector General of Registration
Integrated Building of the Office of the
Deputy Inspector General of Registration
Kumaragiri By-Pass Road
Near Udayampatti
Electricity Station, Ammapettai, Salem – 636 014

2. The District Registrar (Admin)
Registration Department
Dharmapuri
Dharmapuri District

3. The Sub-Registrar
Office of the Sub-Registrar
Pappireddipatti
Dharmapuri District

4. V.Kannan

5. V.Elumalai

6.V.Sakthivel

7.Rajendran

... Respondents



Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the first respondent to pass orders on the petitioner's appeal dated 20.10.2022 and the judgment passed in W.P (MD) No.10177 of 2021 dated 17.06.2021 and also based on Section 4 of the Registration (Tamil Nadu 2nd Amendment) Act, 2021 within the time frame fixed by this Court.

For Petitioner : Mr.S.Arokiamaniraj

For R1 to R3 : Mr.T.Arun Kumar
Additional Government Pleader

ORDER

The relief sought for in the present writ petition is to direct the 1st the respondent to dispose of petitioner's appeal dated 20.10.2022 in accordance with law.

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



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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 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 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.

28.08.2023

Index : Yes
Neutral Citation : No
Speaking order
gpa



To

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S.M.SUBRAMANIAM, J.

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