



WEB COPY

W.P.No.26278 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.09.2023

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THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.26278 of 2023 &
W.M.P.No.25683 of 2023

Elangovan

... Petitioner

Vs.

1.The Inspector General of Registration,
100, Santhome High Road,
Mandavelipakkam, Raja Annamalai Puram,
Chennai – 600 028.

2.The District Registrar,
Palyankottai,
Tirunelveli District.

3.Avudaiyammal

... Respondent

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, to direct the first respondent to hear and dispose of the petitioner's appeal dated 21.06.2023 in petition number 2023/9005/00/418792/0621 as against the order passed by the second respondent in Na.Ka.No.5094/A6/Aa4/2022 dated 30.05.2023.



For Petitioner : Mr.S.Saravana Kumar

For Respondents 1 & 2 : Mr.T.Arun Kumar,
Additional Government Pleader

ORDER

The relief sought for in the present writ petition is to direct the first respondent to hear and dispose of the petitioner's appeal dated 21.06.2023 in petition number 2023/9005/00/418792/0621 as against the order passed by the second respondent in Na.Ka.No.5094/A6/Aa4/2022 dated 30.05.2023.

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 [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*



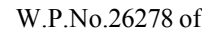
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and the appeals pending before the respective Appellate Authorities, the Inspector General of Registration shall direct all the authorities to follow Circular No.1/2023 dated 10.06.2023 strictly for the purpose of disposal of the complaints and the 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*



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

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To

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S.M.SUBRAMANIAM, J.

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