



W.P.No.30415 of 2017

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.10.2023

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

W.P.No.30415 of 2017

1. D.M.Mohammed Ishaq (Deceased)

Founder and Chairman
Azad Educational Trust
Tharangambadi Road,
Mayiladuthurai,
Nagapattinam District.

2. A.Mohamed Zubair

Secretary,
Azad Educational Trust,
Tharangambadi Road,
Mayiladuthurai,
Nagapattinam District.
(P2 substituted for deceased
sole petitioner vide order
dated 09.03.2021 made in
W.M.P.No.5972 of 2021
in W.P.No.30415 of 2017)

... Petitioners

-Vs-

1. The District Registrar,

O/o. The District Registrar,
Nagapattinam.

2. The Joint-I Sub Registrar,

Mayiladuthurai,
Nagapattinam District.



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3. The Superintendent of Police,
Nagapattinam District.

4. The Inspector of Police,
Mayiladuthurai,
Nagapattinam District.

... Respondents

Prayer : Writ Petition filed under Article 226 of Constitution of India, praying for the issuance of Writ of Mandamus, directing the respondents 1 and 2 to conduct appropriate enquiry in connection with registration of fraudulent Amendment Trust Deed in Document No.57 of 2017 on the file of the 2nd respondent and initiate appropriate criminal proceedings with the 4th respondent against the offenders.

For Petitioners : Mr.R.Sankarasubbu

For Respondents : Mr.L.Baskaran
Government Advocate (Crl.Side)

ORDER

This Writ Petition has been filed for direction directing the respondents 1 and 2 to conduct appropriate enquiry in connection with registration of fraudulent Amendment Trust Deed in Document No.57 of 2017 on the file of the 2nd respondent and initiate appropriate criminal proceedings with the 4th respondent against the offenders.

2. Heard the learned counsel for the petitioner and the learned



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Government Advocate (Crl.Side) for the respondents and perused the materials available on record.

3. Without expressing any opinion on the merits of the writ petition, the first respondent is directed to consider the representation of the petitioner dated 02.11.2017 and after giving an opportunity of hearing to the second petitioner and the counter parties if any and dispose of the same, on merits and in accordance with law, within a period of twelve weeks from the date of receipt of a copy of this order. If the copy of the representation is not available with the first respondent, the second petitioner is directed to give the copy of the representation, within a period of two weeks from the date of receipt of a copy of this order.

4. With the above directions, this writ petition is disposed of. There shall be no order as to costs.

13.10.2023

Internet: Yes

Index : Yes/No

Speaking/Non Speaking order

mn

G.K.ILANTHIRAIYAN. J.



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WEB COPY

- To
- 1.The District Registrar,
O/o. The District Registrar,
Nagapattinam.
 - 2.The Joint-I Sub Registrar,
Mayiladuthurai,
Nagapattinam District.
 - 3.The Superintendent of Police,
Nagapattinam District.
 - 4.The Inspector of Police,
Mayiladuthurai,
Nagapattinam District.

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