



WEB COPY

W.P.No.26254 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.26254 of 2023

1.K.Vahap
2.K.Ganesan

... Petitioners

Vs.

1.The District Registrar (Administration),
Kancheepuram District Registrar Office,
Udayamangalam Salai, Orikkai,
Kancheepuram.

2.D.Ambujam Ammal @ Ambujam

3.D.Kathiravan

4.D.Thenmozhi

5.M.D.Mullai Selvan

6.D.A.Silambarasan

... Respondents

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 consider and



dispose of the petitioner's representation dated 10.07.2023 pertaining to cancel the alleged registered settlement deeds vide Document No.30/2023 and Document No.31/2023 dated 27.12.2022 executed by the second respondent in favour of the respondents 3 to 6 herein are invalid documents and cancel the same under section 77A of the Indian Registration Act.

For Petitioners : Mr.G.V.Sridharan

For Respondent 1 : Mr.T.Arun Kumar,
Additional Government Pleader

ORDER

The relief sought for in the present writ petition is to direct the first respondent to consider and dispose of the petitioners' representation dated 10.07.2023 pertaining to cancel the alleged registered settlement deeds vide Document No.30/2023 and Document No.31/2023 dated 27.12.2022 executed by the second respondent in favour of the respondents 3 to 6 herein as invalid documents.

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 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*



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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 petitioners is also similar to that of the cases (cited *supra*), the case of the petitioners is also to be considered on the same line. Accordingly, this writ petition stands disposed of. No costs.

08.09.2023



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Index : Yes
Speaking order

To

- 1.The District Registrar (Administration),
Kancheepuram District Registrar Office,
Udayamangalam Salai, Orikkai,
Kancheepuram.



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S.M.SUBRAMANIAM, J.

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