



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.09.2023

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.26610 of 2023

1.N.Senthilkumar
2.N.Jayakumar
3.N.Sakthivel

...Petitioners

Vs.

1.The District Registrar,
Office of District Registrar,
Tiruvallur District.

2.The Sub-Registrar,
Tiruvallur SRO Office,
Tiruvallur District.

3.H.Sangeetha

...Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus, directing the 1st respondent to complete enquiry on the petitioner's application dated 13.06.2022 and expeditiously pass orders thereon for cancellation of the impersonated and forged settlement deed dated 30.05.2022 registered as Document No.8242 of 2022 at the office of 2nd respondent in exercise of power conferred under Section 77A of the Registration (TN Second Amendment) Act, 2021, within a time frame.



For Petitioners

: Mr.R.Veeramani

For R1 and R2

: Mr.G.Krishna Raja,
Additional Government Pleader**ORDER**

The relief sought for in the present writ petition is to direct the 1st respondent to complete enquiry on the petitioners' application dated 13.06.2022 and pass orders thereon for cancellation of the impersonated and forged Settlement Deed dated 30.05.2022 registered as Document No.8242 of 2022 at the office of the 2nd respondent in exercise of power conferred under Section 77A of the Registration (TN Second Amendment) Act, 2021.

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:



WEB COPY

W.P.No.26610 of



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,



WEB COPY

W.P.No.26610 of



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.

4. Accordingly, this Writ Petition stands disposed of. No costs.

12.09.2023

Index:Yes
Neutral Citation:Yes/No
Speaking order
hvk



W.P.No.26610 of

To

WEB COPY

- 1.The District Registrar,
Office of District Registrar,
Tiruvallur District.
- 2.The Sub-Registrar,
Tiruvallur SRO Office,
Tiruvallur District.



WEB COPY



W.P.No.26610 of

S.M.SUBRAMANIAM, J.

hvk

W.P.No.26610 of 2023

12.09.2023