



WEB COPY

W.P. No.30694 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.10.2023

Coram:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

W.P. No.30694 of 2023

and

W.M.P. No.30352 of 2023

K.R.Santhosh

... Petitioner

Vs.

1. The Sub-Registrar
Sub-Registrar Office
Rasipuram
Namakkal District

2. Kavitha

3. Thivisha

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue writ of Certiorarified Mandamus to call for the records in connection with the impugned order of the 1st respondent, by his proceedings in the refusal check slip No.RFL/Rasipuram/240/2023 dated 13.10.2023 and quash the same and direct the 1st respondent to register the sale deed dated 13.10.2023 in favour of the petitioner, executed by the 2nd and 3rd respondents.

For Petitioner : Mr.K.K.Senthilvelan, Senior Counsel for
M/s.Gnanadesikan Law Associates

For Respondents : Mr.Yogesh Kannadasan
Special Government Pleader for R1



ORDER

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This Writ Petition is filed for a writ of Certiorarified Mandamus to call for the records in connection with the impugned order of the 1st respondent, by his proceedings in the refusal check slip No.RFL/Rasipuram/240/2023 dated 13.10.2023 and quash the same and direct the 1st respondent to register the sale deed dated 13.10.2023 in favour of the petitioner, executed by the 2nd and 3rd respondents.

2 .Mr.Yogesh Kannadasan, learned Special Government Pleader takes notice for the 1st respondent.

3. The petitioner himself admitted that he has not produced the original parental document, namely the partition deed and he has also not satisfied with the attitude of the Registrar about non-production of the original partition deed by the petitioner and therefore, the Registrar has refused to register the sale deed. This Court finds no perversity in the refusal.

4. The petitioner is directed to comply with the procedures as contemplated under Section 55-A of the Registration Rules, by producing the



original prior title deed and in case, he is not able to produce the same, the petitioner shall comply with the proviso clauses excepting first proviso, under Section 55-A (1) of the Registration Rules. When the petitioner complies with the same, the Registrar is directed to register the sale deed in accordance with law.

5. With the above directions, this Writ Petition is disposed of at the admission stage itself. Consequently, connected Miscellaneous Petition is closed. There shall be no order as to costs.

20.10.2023

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Index : Yes / No

Speaking Order : Yes / No

Neutral Citation Case : Yes/No

To

The Sub-Registrar
Sub-Registrar Office
Rasipuram
Namakkal District



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P.VELMURUGAN. J.

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