



W.P(MD)No.2167 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 11.10.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.2167 of 2022

Ponnusamy

... Petitioner

Vs.

1.The Inspector General of Registration,
No. 100, Santhome High Road,
Chennai - 28.

2.The Deputy Registrar,
Collector Office Old Building,
Kokkirakulam, Tirunelveli.

3.The District Registrar,
57, Railway Feeder Road,
Near New Bus Stand,
RTO Complex, Tenkasi.

4.Mariraj

5.Gopalakrishnan

6.Kaliappan @ Kalimuthu

7.Ramaraja

8.Balakrishnaprabhu

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9.Thasaratharamachandran

10.Rajeshwari

11.Sivasakthi

12.Kaniraj

13.Sankar

14.Palkani

15.Dakshinamoorthy

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing 2nd Respondent to conduct the enquiry with regard to cancellation of sale deed based on forged and fabricated documents with impersonation, registered at the office of 4th Respondent office, on the basis on the Petitioner's Representation dated 15-11-2021.

For Petitioner : No appearance

For Respondents : Mr.S.RA.Ramachandran,
Addl. Government Pleader for R1 to R3.
Mr.Shyllappakalyan for R9, R14 and R15.
No appearance for R4, 5, 7, 8, 10, 11, 12 & 13.



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ORDER

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None appeared for the writ petitioner on the last occasion. The case is listed under the caption “for dismissal” today ie., 11.10.2023. Even today also, there is no representation for the petitioner.

2.The petitioner wants this Court to direct the District Registrar to conduct enquiry for cancelling the petition mentioned sale deed.

3.The learned counsel for the respondents 9, 14 and 15 informs the Court that the petitioner had earlier filed O.S.No.344 of 2021 on the file of the Principal District Munsif Court, Tenkasi seeking the relief of declaration and permanent injunction in respect of the petition mentioned property. The rights of the parties will abide by the outcome of the said suit. It is open to the petitioner herein to move the authorities concerned based on the outcome of the civil suit. The petitioner can very well pursue his remedy in the pending suit. I make it clear that I have not gone into the merits of the matter.



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4.This writ petition is disposed of with the aforesaid observations.

No costs.

11.10.2023

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
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To:-

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G.R.SWAMINATHAN, J.

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