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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.06.2023

CORAM

THE HONOURABLE MR.JUSTICE **C.V.KARTHIKEYAN**

W.P.(MD)No.13196 of 2023

and

W.M.P.(MD)No.11156 of 2023

S.Puthisigamani

... Petitioner

vs.

1.The Inspector General of Registration,
No.100, Santhome High Road,
Mullima Nagar, Mandavelipakkam,
Raja Annamalaipuram, Chennai – 600 028.
Tamil Nadu.

2.The District Registrar,
District Registrar Office,
Masilamanipuram,
Polen Pettai, Thoothukudi – 628 002.

3.The Sub Registrar,
Sub Registrar Office,
Ottapidaram – 628 401,
Thoothukudi District.

4.Shenbagalingam

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, to direct the Respondents No.1



to 3 that the 4th Respondent do not further registration based on Document No.1535/2014 and Patta No.3792 in original suit Survey Nos, 613/1- 4.31 acre, 613/3- 5.97 acre and Survey No.612A/2A- 1.01 acre and Survey Number 612A/2B- 8.10 acres total extent of 19.39 acre punjai land in Ottapidaram Village till disposal of suit No.126 of 2022 before District Munsif cum Judicial Magistrate Court, Ottapidaram and till dispose of petition No.N.A.No.7824/A2/2022 before second respondent by considering the petitioner's representation, dated 09.05.2023.

For Petitioner :Mr.Chinraj
For R1 to R3 :Mr.M.Prakash
Additional Government Pleader

ORDER

Heard Mr.Chinraj, learned Counsel for the petitioner and Mr.M.Prakash, learned Additional Government Pleader for the respondents 1 to 3.

2.The relief sought in the Writ Petition is for a Mandamus seeking a direction to the first, second and third respondents not to register any document based on a string of documents, as given in the Writ Petition.



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3.It is also stated that this restraint should be in effect till disposal of O.S.No.126 of 2022 now pending before the District Munsif-cum-Judicial Magistrate, Ottapidaram in Tuticorin District.

4.The relief cannot be granted. The Writ Petition has to be necessarily dismissed. The petitioner always has a liberty to file necessary application before the said suit seeking an order of injunction against the defendants therein. But, Article 226 of Constitution cannot be invoked to seek an order of injunction.

5.Giving that particular liberty to the petitioner herein, the Writ Petition stands dismissed. No costs. Consequently, connected miscellaneous petition is closed.

Index :Yes / No
Internet :Yes
NCC : Yes/No

14.06.2023

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C.V.KARTHIKEYAN, J.

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Order made in
W.P.(MD)No.13196 of 2023

14.06.2023