



W.P.(MD)No.1310 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 10.10.2023

CORAM

THE HONOURABLE MR. JUSTICE N.ANAND VENKATESH

W.P.(MD)No.1310 of 2021

P.Murugan

.. Petitioner

Versus

1.The Inspector General of Registration,
Santhome High Road, Chennai.

2.The District Registrar,
Thenkarai, Periyakulam Taluk,
Theni District.

3.The Sub-Registrar,
O/o. the Sub Registrar, Aundipatty,
Theni District.

4. Kaluvayi, W/o. Vellaichamy

5.Vellaichamy, S/o.Muthu Thevar

.. Respondents

Prayer:- Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the second respondent to take appropriation action under Section 68(2) of the Registration Act and as per the Circular Letter No.41530/U1/2017, dated 08.11.2017 and Letter No. 41530/U1/2017, dated 09.11.2018, thereby, conduct enquiry and take necessary steps remove the name of the respondents 4 and 5 in the Revenue Records in respect of the property in Survey No.1759/7, thereby considering the petitioner's representation, dated 14.10.2020.



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For Petitioner : Mr.U.Antony Santhosh
For R1 to R3 : Mr.B.Saravanan
Additional Government Pleader

ORDER

This Writ Petition has been filed for issuance of Writ of Mandamus, directing the second respondent to act upon the representation made by the petitioner on 14.10.2020, wherein the petitioner is seeking for the cancellation of the document and for taking action against the respondents 4 and 5.

2. The case of the petitioner is that the subject property was originally owned by his mother by virtue of the registered sale deed, dated 12.04.1999, registered as Document No.1044 of 1999. The mother of the petitioner settled/gifted the property in favour of the petitioner through a registered document, dated 27.02.2006, registered as Document No.644 of 2006.

3. The further case of the petitioner is that the fourth respondent had forged the signature of the petitioner's mother and thereby, had created a fraudulent Power of Attorney document and based on the same, a sale deed was executed in favour of the fifth respondent. The petitioner has made a representation to the second respondent to conduct an enquiry and to cancel the document and to take action against the respondents 4 and 5. Since the



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2.The District Registrar,
Thenkarai, Periyakulam Taluk,
Theni District.

3.The Sub-Registrar,
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Theni District.



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N.ANAND VENKATESH, J.

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