



W.P.(MD)No.16385 of 2015

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.07.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.16385 of 2015

and

M.P.(MD)No.1 of 2015

N.Balamurali

... Petitioner

-Vs-

- 1.The Sub Registrar,
Department of Registration,
Nanguneri, Tirunelveli District.
- 2.The District Registrar,
Department of Registration,
Palayamkottai, Behind Johns College,
Tirunelveli District.
- 3.The Inspector General of Registration,
Department of Registration,
Santhom High Road, Mylapur, Chennai.
- 4.Alwin Golden City Limited,
Rep. by its Chairman,
V.Pappa Rajendran
- 5.Swaminathan

... Respondents



W.P.(MD)No.16385 of 2015

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the respondents particularly the 2nd respondent to conduct an enquiry in relation to the foul play, irregularity and illegality committed by the respondents 4 and 5 in bringing the document bearing Nos.794/2015, dated 26.03.2015 and 820/2015, dated 30.03.2015 on the file of the Sub Registrar, Nanguneri, Tirunelveli District into existence in respect of the property bearing Ayan Punja Survey No.392/12 measuring to an extent of 72 Acre and 77 Cents in toto on the southern side 36 acres and 36 cents and on the northern side 36 acres 41 cents respectively situated at Nanguneri, Tirunelveli District and conclude the same within a time frame as specified by this Court thereupon and pass appropriate orders on merits and in accordance with law.

For Petitioner	: Mr.S.Palani Velayutham
For R1 to R3	: Mr.S.RA.Ramachandhran, Additional Government Pleader
For R4	: Mr.D.Balamuruga Pandi
For R5	: Mr.Guru Saravanan

ORDER

Heard the learned counsel on either side.

2.The issue raised in the Writ Petition cannot be adjudicated in these proceedings. It appears to be more a partnership dispute. The petitioner was a partner along with three others in a firm known as 'Fair Land Developers'.



W.P.(MD)No.16385 of 2015

WEB COPY

3.The grievance of the petitioner is that by excluding him, the other two partners signed the power of attorney. It is not the case of the petitioner that his signature was forged. In these circumstances, the petitioner has to necessarily approach the jurisdictional Civil Court for appropriate relief. Granting liberty to the petitioner to move the jurisdictional Civil Court to establish his right, this Writ Petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

14.07.2023

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

Yuva

To

- 1.The Sub Registrar,
Department of Registration,
Nanguneri, Tirunelveli District.
- 2.The District Registrar,
Department of Registration,
Palayamkottai, Behind Johns College,
Tirunelveli District.

3/4



WEB COPY



W.P.(MD)No.16385 of 2015

G.R.SWAMINATHAN, J.

Yuva

3.The Inspector General of Registration,
Department of Registration,
Santhom High Road, Mylapur, Chennai.

W.P.(MD)No.16385 of 2015

14.07.2023