

**IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

**FRIDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND TWENTY THREE**

PRESENT

THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

CONTEMPT CASE NO: 2546 OF 2023

Contempt Case under Sections 10 to 12 of Contempt of Courts Act 1971 to Punish the Respondent herein for willful disobedience of the orders dated 28-09-2022 in Writ Petition No.37650 of 2022.

Between:

Chirumalla Bhanu Prakash, S/o. Late Rajanna, Aged about 55 years, Occ: Business, R/o. Block A, Flat No. 301, Dyanush Lake Front Apartment, Manjeera Water Pipe Line Road, Afeezpet, Hyderabad, Telangana State - 500 050.

...Petitioner

AND

Smt. Piyanka Reddy, The Joint Sub- Registrar, Ramagundam, O/o. Sub-Registrar at Peddapalli, Peddapalli District - 505172.

...Contemnor/Respondent

Counsel for the Petitioner: Sri. VEERA SAVAN CHAKRAVARTHY DARA

Counsel for the Respondents: GP FOR STAMPS AND REGISTRATION

The Court made the following: ORDER

THE HON'BLE SRI JUSTICE N.V.SHRAVAN KUMAR

Contempt Case No.2546 of 2023

ORDER:

This Contempt case has been filed praying to punish the respondent herein for deliberate and wilful disobedience of the orders passed by the Court in W.P.No.37650 of 2022 dated 28.09.2022.

2. This Court has passed the following interim order in W.P.No.35670 of 2022 dated 28.09.2022 as follows:

"Notice before admission.

Learned counsel for the petitioner is directed to take out personal notice to respondent Nos.6 to 18 and 7 by Registered Post with Acknowledgment Due and file proof of service in the Registry.

Post on 14.10.2022.

In the meanwhile, the respondent No.4 shall consider the representation of the petitioners dated 10.06.2022 and take necessary action strictly in accordance with law."

3. When the matter is taken up for hearing, learned Assistant Government Pleader for Stamps and Registration has filed a counter affidavit stating that a document styled as "Cancellation Deed" was presented before the respondent by the third party to take action in the matter. It is further submitted that respondent has also furnished a suitable reply to the petitioner *vide* No.161 of 2023 dated 22.11.2023.

4. The grievance of the petitioner is that Department has no power to cancel a document that has already been registered as Doc.No.132/2022 under the provisions of Registration Act, 1908, on a mere representation made by a third party who is not connected to the document already registered. He would further submit that no document styled as 'cancellation deed' was presented as on the date.

5. Per contra, learned Assistant Government Pleader would submit that the respondents has already given a reply to the petitioner *vide* File No.161 of 2023 and would therefore submit that orders of this Court in W.P.No.37650

of 2022 dated 28.09.2022 has been complied with and prays to close the contempt case.

6. At this, learned counsel for the petitioner would submit that he may be granted liberty to challenge the letter in Lr.No.161/2023 dated 22.11.2023 issued by the respondent.

7. In view of the same, since the remedy is available to the petitioner to question the letter dated 22.11.2023 in the pending writ petition, this Contempt Case stands closed granting liberty to the petitioner to challenge the letter dated 22.11.2023, if he is still aggrieved.

8. Recording the above said submissions, contempt case stands closed.

Miscellaneous petitions, pending, if any, shall stand closed. However, there shall be no order as to costs.

//TRUE COPY//

Sd/- Ch.Venkateswarlu
DEPUTY REGISTRAR

SECTION OFFICER

To,

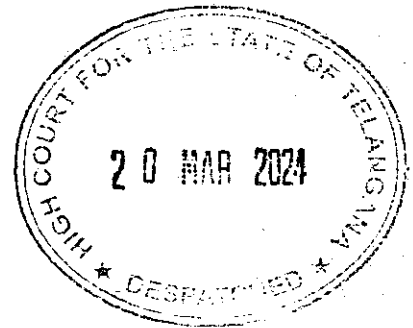
1. One CC to Sri. VEERA SAVAN CHAKRAVARTHY DARA, Advocate [OPUC]
 2. Two CCs to GP FOR STAMPS AND REGISTRATION, High Court for the State of Telangana. [OUT]
 3. Two CD Copies
- PSR

HIGH COURT

DATED:29/12/2023

ORDER

CC.No.2546 of 2023



CLOSING THE CONTEMPT CASE.

⑥ VLW
6/3/24