



W.P. No.6911 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.03.2024

Coram:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

W.P. No.6911 of 2024

Mrs.Kasthuri

... Petitioner

Versus

1. The Inspector General of Registration

No.120, Santhome High Road

Santhome, Chennai - 600 028

2. The Sub Registrar

Office of Sub-Registrar, Pammal

Chennai - 600 075

3. The Joint Commissioner

Executive Officer

Arulmigu Ranganatha Perumal Thirukovil

HR & CE Department

Thiruneermalai, Chennai - 600 044

4. The Tahsildar

Pallavaram Taluk

Chengalpet District

... Respondents



W.P. No.6911 of 2024

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari Mandamus to call for the records relating to the impugned refusal check slip dated 02.02.2024 vide No.RFL/Pammal/3/2024, issued by the 2nd respondent to the petitioner, and quash the same and to direct the 2nd respondent to admit registration of the release deed dated 02.02.2024 presented by the petitioner before the SRO, Pammal.

For Petitioner : Mr.H.Mohammed Farook
For R1, R2 and R4 : Mr.Yogesh Kannadasan
Special Government Pleader
For R3 : Mr.N.R.R. Arun Natarajan
Special Government Pleader (HR & CE)

ORDER

This Writ Petition is filed challenging the impugned refusal check slip dated 02.02.2024 vide No.RFL/Pammal/3/2024, issued by the 2nd respondent to the petitioner, and quash the same and to direct the 2nd respondent to admit registration of the release deed dated 02.02.2024 presented by the petitioner before the SRO, Pammal.

2. The case of the petitioner is that the petitioner's husband had purchased a property comprised in Grama Natham Survey No.210/2, under



W.P. No.6911 of 2024

WEB COPY

registered sale deed dated 29.01.1982 vide Doc. No.227/1982 on the file of the SRO, Pallavaram and constructed a house. Subsequently, the petitioner's husband died intestate on 27.10.2011 leaving behind the petitioner and her son as his surviving legal heirs to succeed the said property. Thereafter, the petitioner executed a release deed dated 02.02.2024 in favour of her son and presented the same before the 2nd respondent for registration, whereas, the 2nd respondent issued the impugned refusal check slip stating that the 3rd respondent/Executive Officer of Arulmigu Ranganatha Perumal Thirukovil, by his letter dated 05.06.2020 has instructed not to the register the Survey No.210/2 without the permission of Hindu Religious and Charitable Endowments (HR & CE) and therefore, the 2nd respondent directed the petitioner to obtained NOC and to re-present the document. Hence, the present Writ Petition is filed.

3. Mr.Yogesh Kannadasan, learned Special Government Pleader



W.P. No.6911 of 2024

WEB COPY

takes notice for the respondents 1, 2 and 4. Mr.N.R.R.Arun Natarajan, learned Special Government leader for HR & CE takes notice for the 3rd respondent.

4. Heard both sides and perused the materials available on record.

5. It is seen that there is a title dispute involved in this case.

Therefore, this Court is no inclined to entertain this Writ Petition.

6. Accordingly, this Writ Petition is dismissed at the admission stage itself. No costs.

7. However, the petitioner is at liberty to work out his remedy before the Civil Court in the manner known to law.

19.03.2024

Index : Yes / No

Speaking Order : Yes / No

Neutral Case Citation : Yes/No

Ksa-2



W.P. No.6911 of 2024

To
WEB COPY

1. The Inspector General of Registration
No.120, Santhome High Road
Santhome, Chennai - 600 028
2. The Sub Registrar
Office of Sub-Registrar, Pammal
Chennai - 600 075
3. The Joint Commissioner
Executive Officer
Arulmigu Ranganatha Perumal Thirukovil
HR & CE Department
Thiruneermalai, Chennai - 600 044
4. The Tahsildar
Pallavaram Taluk
Chengalpet District



WEB COPY



W.P. No.6911 of 2024

P.VELMURUGAN. J.

Ksa-2

W.P. No.6911 of 2024

19.03.2024