



WEB COPY

W.P.No.6692 of 2024



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 13.03.2024

Coram:

THE HONOURABLE MR. JUSTICE P.VELMURUGAN

W.P. No.6692 of 2024 and
W.M.P. No.7483 of 2024

N.Renuka

... Petitioner

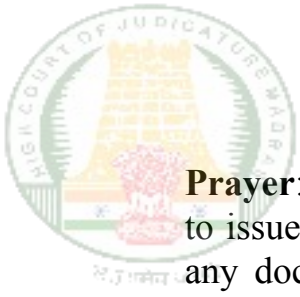
Vs.

1. The District Registrar
Registration Department
Krishnagiri District, Krishnagiri

2. The Sub Registrar
Registration Department
Shoolagiri, Shoolagiri Taluk
Krishnagiri District

3. Gowramma
4. Theerthagiri
5. V.Matheesan
6. D.Muniraj
7. C.Ramesh
8. Umaram
9. Nagapushanam
10.D.Muthukumaran
11.Jayammalini @ Jayammal
12.Dhanalakshmi
13.Priyanka
14.Sivakumar
15.Manjula
16.Yuvarani
17.Boopathi

... Respondents



Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus forbearing the 2nd respondent from registering any document in so far relate to land situated in S.No.2/3 (Patta No.561), Thiyaga Rasanapalli Village, Shoolagiri Taluk, Krishnagiri District and S.No.356/1B, Marudhandapalli Village, Shoolagiri Taluk, Krishnagiri District.

For Petitioner : Mr.C.Prakasam

For R1 and R2 : Mr.Yogesh Kannadasan
Special Government Pleader

ORDER

This Writ Petition is filed seeking to issue a Writ of Mandamus forbearing the 2nd respondent from registering any document in respect of the land situated in S.No.2/3 (Patta No.561), Thiyaga Rasanapalli Village, Shoolagiri Taluk, Krishnagiri District and S.No.356/1B, Marudhandapalli Village, Shoolagiri Taluk, Krishnagiri District.

2. The case of the petitioner is that the petitioner's father owned the above said property which is an ancestral property. After the demise of the petitioner's father, the petitioner requested his mother, brother and sister to give his share in the said property. But they attempted to alienate the said land without the knowledge of the petitioner. Hence, the petitioner filed a suit in O.S.No.347 of 2022 on the file of the Sub Court, Hosur, for partition and the same is pending. Meanwhile, the petitioner's mother, brother and



sister attempted to remove the petitioner's name from the revenue records and in legal heir certificate and also made arrangements to include a third party names in the Patta with the help of revenue officials. Hence, the petitioner made a representation to the respondents on 05.06.2022, requesting not to remove his name and to remove unknown person's name in the joint Patta No.2860. Subsequently, he also made representations on 04.05.2023 and 08.02.2024, requesting the 2nd respondent not to register any document in respect of the said land. However, so far, no order has been passed. Hence the present Writ Petition is filed.

3. Mr.Yogesh Kannadasan, learned Special Government Pleader takes notice for the respondents 1 and 2. Since no adverse order is being passed against the respondent 3 to 17, notice to the respondents 3 to 17 is dispensed with.

4. It is seen that the petitioner has already filed a civil suit for partition and the same is pending. The petitioner can very well get his remedy before the Civil Court itself.

5. Since the petitioner has already exercised an alternative efficacious remedy, this Writ Petition is not maintainable.



6. Accordingly, this Writ Petition is dismissed at the admission stage itself. Consequently, connected Miscellaneous Petition is closed. There shall be no order as to costs.

13.03.2024

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Index : Yes / No

Neutral Citation Case : Yes/No



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To

1. The District Registrar
Registration Department
Krishnagiri District, Krishnagiri

2. The Sub Registrar
Registration Department
Shoolagiri, Shoolagiri Taluk
Krishnagiri District



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P.VELMURUGAN. J.

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