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W.P.No.13795 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.06.2024

CORAM

THE HONOURABLE Mr.JUSTICE N.SATHISH KUMAR

W.P.No.13795 of 2024

M.Pradeep Kumaran

.. Petitioner

Vs

1.The Inspector General of Registration
Santhome High Road
Pattinapakkam
Chennai 600 028

2.The District Registrar (Administration)
Chennai South Registration District
Chennai

3.The Joint Sub Registrar-I
Saidapet
Chennai District

.. Respondents

Writ petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus directing the 3rd respondent herein to admit and register the Release Deed dated 01.12.2023 executed by the petitioner in favour of his paternal grandmother in pending document No.838/2023 and return the registered Release Deed to the petitioner, within a time frame to be fixed by this Court.



W.P.No.13795 of 2024

For Petitioner : Mr.V.P.Sengottuvel
Senior Counsel for Mr.K.R.Nishanth

For Respondents : Mr.Yogesh Kannadasan
Special Government Pleader

ORDER

This writ petition has been filed for a direction to the 3rd respondent to register and release the Release Deed dated 01.12.2023 executed by the petitioner, which document was withheld by the 3rd respondent for deficit stamp duty.

2. Heard the learned Senior Counsel appearing for the petitioner and the learned Special Government Pleader appearing for the respondents and perused the materials available on record.

3. Learned Senior Counsel appearing for the petitioner would submit that since the release is between a non-member of the family, the petitioner is ready to pay the correct value as per Article 55 (Schedule I - stamp duty on instruments) of the Indian Stamp Act, 1899.



W.P.No.13795 of 2024

WEB COPY

4. In such view of the matter, if the petitioner pays the difference value of stamp duty, the 3rd respondent shall release the Release Deed dated 01.12.2023 registered as document No.838 of 2023, within a period of ten days on receipt of the difference stamp duty by the petitioner.

With the above direction, this writ petition is disposed of. No costs.

07.06.2024

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Index : Yes/No

Neutral Citation : Yes/No

To

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W.P.No.13795 of 2024

N.SATHISH KUMAR, J.

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