



WEB COPY



WP.No.18706 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.07.2024

CORAM

THE HONOURABLE MR. JUSTICE N. SATHISH KUMAR

WP.No.18706 of 2024
and W.M.P.No.22812 of 2024

Thamruddin

.. Petitioner

Versus

1.The Inspector General of Registration
100, Santhome High Road
Mandavelipakkam, Chennai – 600 028

2.The District Registrar
Kallakurichi District
Tamil Nadu

3.The Sub Registrar
Sakarapuram SRO
Sakarapuram Taluk, Kallakurichi District
Tamil Nadu

4.Akthar Begum
5.Raisur Rahiman

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, directing the respondents 1 to 3 to conduct enquiry and subsequently cancel the registration of the document in Doc.No.7395/2023 dated 18.12.2023 on the file of the Sub-Registrar, Sankarapuram in contravention to the petitioner letter dated 03.10.2022 and 27.07.2023.



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For Respondent : Mr.Stalin Abhimanyu for R1 to R3
Additional Government Pleader

ORDER

Heard both sides and perused the materials placed on record.

2. This writ petition is filed for a direction, directing the respondents 1 to 3 to conduct enquiry and subsequently cancel the registration of the document in Doc.No.7395/2023 dated 18.12.2023 on the file of the Sub-Registrar, Sankarapuram in contravention to the petitioner's letter dated 03.10.2022 and 27.07.2023.

3. Since, no adverse order is passed against the private respondents, notice to them is dispensed with. By consent of both parties, this writ petition is taken up for final disposal

4. It is the contention of the writ petitioner that his brother had deal with the joint family properties. Hence, seeks for a direction to cancel the document.

5. At the outset, this Court is of the view that if the petitioner has any share, his remedy lies in filing a civil suit for claiming partition of his share not



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before the registering authorities. The registering authorities have no power to go into all these things. It has to be seen only in the Civil Court.

6. With the above, this Writ Petition stand dismissed. No costs.
Consequently, connected miscellaneous petition stands closed.

26.07.2024

dhk

Index : Yes/No

Internet : Yes/No

Neutral Citation : Yes/No

To,

1.The Inspector General of Registration
100, Santhome High Road
Mandavelipakkam, Chennai – 600 028

2.The District Registrar
Kallakurichi District
Tamil Nadu

3.The Sub Registrar
Sakarapuram SRO
Sakarapuram Taluk, Kallakurichi District
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N. SATHISH KUMAR, J.



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