



WEB COPY



W.P.No.32795 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 22.01.2024

CORAM:

THE HON'BLE MR JUSTICE P. VELMURUGAN

W.P.No.32795 of 2023

and

W.M.P.No.32421 of 2023

P.Shanmugam

...Petitioner.

Versus

1.The Deputy Inspector General of Registration
O/o Deputy Inspector General of Registration
Vellore – 600 001.

2.The District Registrar
Integrated Office of Registration
Veppamara Street, Velapadi
Vellore.

3.Spl. District Revenue Officer,
National Highways Land Acquisition Office
Bangalore – Chennai Express Highways
Sathuvatcheri, Vellore – 632 009.

4.D.Harris.

...Respondents.

Prayer: This writ petition is filed under Article 226 of the Constitution of India, with a prayer to issue a writ of certiorarified Mandamus Calling for the records pertaining to the order of the 2nd respondent dated 15.09.2022 passed in his proceeding No.1904/E3/2022 relating to cancellation of the settlement deed dated 9.12.2021 registered as Document No. 10890/2021 at SRO Katpadi as are confirmed by the 1st respondent through his proceeding No. 4524/ A-1/ 2022 dated 29.12.2022 and quash the



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same and further issue appropriate direction to the 3rd respondent for referring the dispute to civil court for determination of the person competent to receive the compensation for acquisition of the lands in S.No. 33/1A (22 cents) of Veppalai Village Katpadi Taluk Vellore district.

For petitioner	:	Mr.V.Rajendran
For respondents		
For R1 to R3	:	Mrs.V.Yamunadevi Special Govt. Pleader
For R4	:	Tapal Returned Unserved Insufficient Address

ORDER

This Writ Petition is filed under Article 226 of the Constitution of India, with a prayer to issue a writ of certiorarified Mandamus Calling for the records pertaining to the order of the 2nd respondent dated 15.09.2022 passed in his proceeding No.1904/E3/2022 relating to cancellation of the settlement deed dated 9.12.2021 registered as Document No. 10890/2021 at SRO Katpadi as are confirmed by the 1st respondent through his proceeding No. 4524/ A-1/ 2022 dated 29.12.2022 and quash the same and further issue appropriate direction to the 3rd respondent for referring the dispute to civil court for determination of the person competent to receive the compensation for acquisition of the lands in S.No. 33/1A (22 cents) of Veppalai Village Katpadi Taluk Vellore district.

2. Since the dispute is regarding the title as well as the validity of



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the document and already whether amended Section 77A has got retrospective effect or prospective effect, is pending before the larger bench of this Court and therefore, the petitioner is at liberty to workout his remedy before the Civil Court and there is no bar in deciding the title and validity of the document by the Civil Court.

3. Accordingly, with the above observations and directions, the writ petition is disposed of. There shall be no order as to costs. Connected writ miscellaneous petition is closed.

22.01.2024

Index : Yes/No
Speaking Order : Yes/No
Neutral Citation Case: Yes/No
nst



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To:

- 1.The Deputy Inspector General of Registration
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P. VELMURUGAN,J.

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