



W.P(MD)No.6361 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 18.03.2024

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.6361 of 2024

and

W.M.P.(MD)No.6038 of 2024

1.P.Murugesan

2.P.Selvaraj

3.M.Mariappan

4.M.Backiyalakshmi

5.S.Muthulakshmi

... Petitioners

Vs.

1.The Sub Registrar,
Joint-II Sub Registrar Office,
Tenkasi, Tenkasi District.

2.M.Puthiya Bhaskar

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, forbearing the respondents herein, their agents, servants or



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jurisdictional Civil Court, under Section 92 of the Civil Procedure Code and in violation of the byelaws of the Trust Deed dated 30.01.1985, specifically in clause 13 (iv).

For Petitioners : Mr.V.R.Shanmuganathan

For Respondents : Mr.S.Shanmugavel
Additional Government Pleader

ORDER

Heard the learned counsel appearing for the petitioners and the learned Additional Government Pleader appearing for the first respondent.

2. The petitioners claim that the properties belonging to the public trust are sought to be encumbered and alienated. They therefore want this Court to direct the registration authority to refuse registration, if prior permission from the jurisdictional civil Court has not been obtained under Section 92 of C.P.C. I am not inclined to entertain the writ petition. The registering authority is yet to take a call in the matter. If final order has been passed by the registering authority and if it is adverse to the petitioners, then, probably they can come to this Court questioning the same. Cause of action is yet to arise. Writ petition has been prematurely filed. I make it clear that I have not gone into the merits of the matter.



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3. The Writ Petition is dismissed. No costs. Consequently, connected miscellaneous petition is closed.

18.03.2024

Index : Yes / No
Internet : Yes/ No
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To

The Sub Registrar,
Joint-II Sub Registrar Office,
Tenkasi, Tenkasi District.



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G.R.SWAMINATHAN, J.

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