



W.P(MD)No.8422 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 02.07.2024

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.8422 of 2024

Arumugam

... Petitioner

Vs.

- 1.The District Collector,
Ramanathapuram District,
Ramanathapuram.
- 2.The Superintendent of Police,
Ramanathapuram District,
Ramanathapuram.
- 3.The District Registrar,
Ramanathapuram District,
Ramanathapuram.
- 4.The Sub Registrar,
Velipattinam Sub Registrar Office,
Ramanathapuram District.
- 5.The Inspector of Police,
Kenikarai Police Station,
Ramanathapuram District,
Ramanathapuram.
- 6.Panchavarnam
- 7.K.Chottasamy
- 8.Kalaiyarasi



W.P(MD)No.8422 of 2024

9 Boomivasan

... Respondents

WEB COPY

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, directing the 3rd respondent to cancel the sale deed vide Doc.No.2807/2023 dated 27.04.2023 in favour of the 7th respondent and the sale deed vide Doc.No.5464/2023 dated 11.08.2023 in favour of the 8th respondent and the power of attorney deed No.7034/2023 dated 13.10.2023 in favour of the 9th respondent on the file of the 4th respondent Sub Registrar Office, based on the representation dated 28.12.2023.

For Petitioner : Mr.S.Vikram

For Respondents : Mrs.D.Farjana Ghoushia,
Spl. Government Pleader for R1, R3 & R4.
Mr.A.Albert James,
Govt. Advocate (Crl. Side) for R2 & R5.
Mr.J.Nantha Kumar for R8 & R9.

ORDER

Heard the learned counsel on either side.

2.The petitioner wants the petition mentioned documents to be cancelled.

The petitioner seeks invocation of power under Section 77-A of the



W.P(MD)No.8422 of 2024

Registration Act, 1908 by the jurisdictional District Registrar. I had taken the view that the said provision cannot operate retrospectively. Since a contra opinion has been rendered by another learned Judge, the matter is presently pending consideration before the Hon'ble Division Bench.

3.The third respondent is directed to keep the petitioner's complaint pending. He shall decide the issue based on the decision of the Hon'ble Division Bench.

4.The writ petition is disposed of accordingly. No costs.

02.07.2024

NCC : Yes/No
Index : Yes / No
Internet : Yes/ No
ias

To:-

- 1.The District Collector,
Ramanathapuram District,
Ramanathapuram.
- 2.The Superintendent of Police,
Ramanathapuram District,
Ramanathapuram.
- 3.The District Registrar,
Ramanathapuram District,
Ramanathapuram.



WEB COPY



W.P(MD)No.8422 of 2024

G.R.SWAMINATHAN, J.

ias

4.The Sub Registrar,
Velipattinam Sub Registrar Office,
Ramanathapuram District.

5.The Inspector of Police,
Kenikarai Police Station,
Ramanathapuram District,
Ramanathapuram.

W.P(MD)No.8422 of 2024

02.07.2024