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W.P.(MD)NO.10267 OF 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.07.2024

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.10267 of 2023

Santhiyagu Chettiar

... Petitioner

Vs.

1. The Inspector General of Registration,
No.100, Santhom High Road,
Chennai.

2. The District Registrar,
Dindigul District,
Dindigul.

3. The Sub Registrar,
Senthurai,
Dindigul District.

.. Respondents

Prayer: Writ petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the respondents to conduct enquiry as per the Registration Act to cancel the document in No.1011/2008 dated 27.11.2008 registered on the file of the third respondent by considering the petitioner's representation dated 20.04.2023 within the period that may be stipulated by this Court.

For Petitioner : Mr.M.Natarajan

For Respondents : Mr.R.Ragavendran,
Government Advocate.

* * *

**ORDER**

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Heard the learned counsel for the petitioner and the learned Government Advocate for the respondents.

2.The petitioner wants the petition mentioned document to be cancelled. The petitioner seeks invocation of power under Section 77-A of the 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 second 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.

10.07.2024

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No
PMU



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To:

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Chennai.
2. The District Registrar,
Dindigul District,
Dindigul.
3. The Sub Registrar,
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G.R.SWAMINATHAN,J.

PMU

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