



W.P(MD).No.14501 of 2022

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.08.2024

CORAM:

THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

W.P(MD).No.14501 of 2022

K.P.Paneerselvam

... Petitioner

Vs.,

- 1.The Inspector General of Registration,
Office of the Inspector General of Registration,
No.100, Santhome High Road,
Chennai 600 028.
- 2.The Deputy Inspector General of Registration,
Office of the Deputy Inspector General of Registration,
Tirunelveli Range, Tirunelveli,
Tirunelveli District.
- 3.The District Registrar (Administration)
Office of the District Registrar,
Thoothukudi District.
- 4.The Sub Registrar,
Sub Registration Office, Tiruchendur,
Thoothukudi District.
- 5.The Superintendent of Police,
Office of the Superintendent of Police,
Ramanathapuram District.
- 6.The Inspector of Police,
District Crime Branch,
Ramanathapuram District.



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7.K.Pathinettampadian

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus to direct the respondents 1 to 4 to initiate necessary criminal prosecution against the seventh respondent herein by considering the proceedings of the third respondent in Moo.Mu.No.583/Aa4/2021 and 12.05.2022 and by considering the petitioner's representation dated 15.02.2022 and 21.06.2022 within a time stipulated by this Court.

For Petitioner : Mr.C.Gangai Amaran

For Respondent : Mr.P.Subbaraj (for R1 to R6)
Special Government Pleader
No appearance (for R7)

ORDER

The writ petition has been filed for issuance of writ of mandamus directing the respondents 1 to 4 to initiate necessary criminal prosecution against the seventh respondent herein by considering the proceedings of the third respondent in Moo.Mu.No.583/Aa4/2021 and 12.05.2022 and by considering the petitioner's representation dated 15.02.2022 and 21.06.2022.

2. According to the petitioner, the second respondent fraudulently executed settlement deed in respect of the petitioner's property. Hence, he seeks direction to initiate prosecution against the seventh respondent.



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3. The learned Special Government Pleader appearing for the official respondents, on instructions, would submit that the order of the District Registrar has been set aside by the Deputy Inspector General of Registration in his proceedings in Na.Ka.No.3366/Tha.Bi/2022, dated 26.04.2023.

4. Since the order of the District Registrar has already been set aside, as a matter of right, the prayer sought for by the petitioner to initiate criminal prosecution against the seventh respondent cannot be granted. Accordingly, the Writ Petition is dismissed. No costs.

09.08.2024

NCC : Yes/No

Index : Yes/No

Rmk

To

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Office of the Inspector General of Registration,
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2.The Deputy Inspector General of Registration,
Office of the Deputy Inspector General of Registration,
Tirunelveli Range, Tirunelveli,
Tirunelveli District.

3.The District Registrar (Administration)
Office of the District Registrar,
Thoothukudi District.



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Rmk

- 4.The Sub Registrar,
Sub Registration Office, Tiruchendur,
Thoothukudi District.
- 5.The Superintendent of Police,
Office of the Superintendent of Police,
Ramanathapuram District.
- 6.The Inspector of Police,
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