



W.P.(MD) No.9101 of 2015

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 14.11.2024

CORAM:

THE HONOURABLE MR.JUSTICE K.KUMARESH BABU

**W.P.(MD) No.9101 of 2015
and
M.P.(MD) Nos.1 and 2 of 2015**

Thirukumar

... Petitioner

/vs./

1.The Inspector General of Registration,
Santhome High Road,
Chennai 600 004.

2.The Sub Registrar,
Aruppukottai Town,
Virudhunagar District.

3.Gunasekaran

4.R.Sakthivel

5.Senthil Maruthu

6.Vasuki

7.Reliance Company,
represented by its Manager,
B.Balakrishnan



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8.Chandrasekaran

9.Arivanandham

10.Poovazhagi

11.V.Murugan

12.Arumugam

13.S.Natchiar

14.Marimuthu

15.Ganesan

16.A.S.Arumugam

17.The Commissioner,
Municipality,
Aruppukottai Town,
Virudhunagar District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Mandamus, directing the 2nd respondent to annul all the encumbrances created by the respondents 3 to 16 in respect of the property in T.S No.11/A2 1.24.26.0 hectare at Aruppukkottai town, Virudhunagar District.

For Petitioner : Mr.D.R.Murugesan

For R1 to R3 : Mr.M.Sarangan
Additional Government Pleader



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For R4 : Mrs.P.Kalaiyarasi Bharathi for
M/S.Udhaya Law Associates

For R5, R6 &
R8 to R12 : Mr.M.Jothi Basha

For R7 : Mr.R.H.Shankar Ganesh

For R17 : Mr.N.Dilip Kumar

ORDER

The prayer sought for in this writ petition is seeking to direct the second respondent herein to annul all the encumbrances that had been created by the respondents 3 to 16.

2. It is the case of the petitioner that in respect of the property belonging to him, the respondents 3 to 6 have created various documents, which affects his right and therefore, he would seek directions to be issued.

3. The prayer sought for in this writ petition amounts to indirectly cancelling the claim made by the respondents 3 to 16 under the documents and the Full Bench of this Court had already held that the Registering Authority does not have the power to cancel the document that had been registered and it is for



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the aggrieved party to initiate appropriate civil proceedings for remedying their grievances.

4. In view of the above, the prayer sought for in this writ petition cannot be granted and accordingly, the Writ Petition stands dismissed. However, there shall be no order as to costs. Consequently, connected Miscellaneous Petitions are closed.

Index : Yes / No
Internet : Yes / No
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14.11.2024

To

1.The Inspector General of Registration,
Santhome High Road,
Chennai 600 004.

2.The Sub Registrar,
Aruppukottai Town,
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K.KUMARESH BABU, J.

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