



W.P(MD)No.3733 of 2024

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 20.02.2024

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P(MD)No.3733 of 2024

Suresh Kumar

... Petitioner

Vs.

1.The Inspector General of Registration,
Office of the Inspector General of Registration,
No.100, Santhome High Road,
Mandavelipakkam, Raja Annamalaipuram,
Chennai-600 028.

2.The Deputy Inspector General of Registration,
Office of the Deputy Inspector General of Registration,
Rajagamberam, Madurai.

3.The District Registrar,
Office of the District Registrar,
Theni.

4.The Sub-Registrar,
Office of the Sub Registrar,
Cumbum, Theni District.

5.Subbaiah

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, to direct the Respondent No.1 to 3 to instruct the Respondent No.4 for not to accept any registration or release the registered document on the land in Theni District, Periyakulam Division,



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Cumbum Village Survey No. 763 compressing 1511 square feet given by the Respondent No.5 by considering the petitioner's representation dated 30.10.2023 in accordance with law within time stipulated by this Court.

For Petitioner : Mr.M.Eswaran

For Respondents : Mr.M.Senthil Ayyanar
Government Advocate for R1 to R4

ORDER

Heard both sides.

2. The petitioner and the fifth respondent are brothers. Both of them have equal share in the petition mentioned property. The 5th respondent can very well alienate his undivided half share in the property. He cannot however alienate the petitioner's share. As and when the fifth respondent presents any document of conveyance, the fourth respondent will go by the legal position and deal with the said document as per law.

3. The Writ Petition is disposed of accordingly. No costs.

20.02.2024

Index : Yes / No
Internet : Yes/ No
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 - 2.The Deputy Inspector General of Registration,
Office of the Deputy Inspector General of Registration,
Rajagamberam, Madurai.
 - 3.The District Registrar,
Office of the District Registrar,
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 - 4.The Sub-Registrar,
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G.R.SWAMINATHAN, J.

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