

**HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
(Special Original Jurisdiction)**

**THURSDAY, THE TWENTY FIFTH DAY OF JANUARY
TWO THOUSAND AND TWENTY FOUR**

PRESENT

THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT PETITION NO: 1923 OF 2024

Between:

Syed Imtiazuddin, S/o Syed Refeequddin Aged 54 years, Occ. Business R/o
H.No. 11-2-982, Bazar Ghat, Malleshpally, Hyderabad-500001

...PETITIONER

AND

1. State of Telangana, Rep by its Principal Secretary, Revenue (Stamp and Registration Dep., Secretariat, Hyderabad
2. The District Register, Stamps and Registration Department, Ranga Reddy District.
3. The Sub- Registrar, Stamps and Registration Department, SRO, Shamshabad, Ranga Reddy District.

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue Writ of Mandamus or any other appropriate writ order or order by declaring the action of the respondents more particularly Respondent no 3 in refusing to receive the sale deed presented by the petitioner for the open Plot No. 245 admeasuring 400 Sq. Yards or 334.44 Sq. Mtrs in Sy. No 19/20, 19/22, 19/23, 19/25, 19/26, and 19/48, situated at 'Lakshmi Meridian City' Ammapally Village, Shamshabad Mandal, Ranga Reddy District which is illegally arbitrary and violative of principles of natural justice and violative of Provisions of Stamps and Registration Act and consequently direct the Respondent no 3 to receive, register, and release the sale deed pertain to open Plot No. 245 admeasuring 400 Sq. Yards or 334.44 Sq. Mtrs in Sy. No 19/20, 19/22, 19/23, 19/25, 19/26, and 19/48, situated at 'Lakshmi Meridian City'

Ammapally Village, Shamshabad Mandal, Ranga Reddy District which was presented by the petitioner.

IA NO: 1 OF 2024

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the respondent no 3 to receive, register, and release the sale deed pertain to the property in open Plot No. 245 admeasuring 400 Sq. Yards or 334.44 Sq. Mtrs in Sy. No 19/20,19/22,19/23,19/25,19/26, and 19/48, situated at "Lakshmi Meridian City" Ammapally Village, Shamshabad Mandal, Ranga Reddy District which was presented by the petitioner pending disposal of the above writ petition.

Counsel for the Petitioner: SRI B.SRIRAM KARTIK

Counsel for the Respondents: GP FOR STAMPS AND REGISTRATION

The Court made the following: ORDER

THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR

WRIT PETITION No.1923 OF 2024

ORDER:

Heard learned counsel for the petitioner and Learned Government Pleader for Stamps and Registration appearing for respondent Nos.1 to 3. With the consent of the parties, the writ petition is being taken up for disposal at the admission stage itself.

2. This writ petition is filed seeking following prayer "declaring the action of the respondents more particularly respondent No.3 in refusing to receive the sale deed presented by the petitioner for the open Plot No.245 admeasuring 400 Sq. Yards or 334.44 Sq Mtrs in Sy No.19/20, 19/22, 19/23, 19/25, 19/26 and 19/48, situated at "Lakshmi Meridian City" Ammapally Village, Shamshabad Mandal, Ranga Reddy District, as illegal and consequently direct the respondent No.3 to receive, register and release the sale deed presented by the petitioner in respect of the subject property".

3. Today when the matter is taken up for hearing, learned counsel for the petitioner submits that in similar circumstance this Court in W.P.No.28248 of 2023 dated 10.10.2023, passed the following order:-

"In view of the above made submissions coupled with the provision under Section 71 of the Act,1908, this writ petition is disposed of directing the Registering Authority to receive and process the subject document, subject to the petitioners complying with the provision of the Act,1908 as well as the Indian Stamp Act,1899. It will be open to the Registering Authority to refuse the document presented before him, if he has any objection, by duly assigning reasons in support of such decision and communicate the said decision to the petitioners.

It is made clear that this Court has not expressed any opinion on merits of the case as to the entitlement of the petitioners to get the subject document registered."

4. Learned counsel for the petitioner further pray this Court to pass similar orders as passed in W.P.No.28248 of 2023 dated 10.10.2023.

5. Learned Government Pleader appearing for respondents has not disputed the same.

6. In view of the above submissions coupled with the provision under Section 71 of the Act, 1908 and in terms of order passed by this Court in W.P.No.28248 of 2023 dated 10.10.2023, this writ petition is disposed of directing the Registering Authority to receive and process the subject document, subject to the petitioner complying with the provision of the Act, 1908 as well as the Indian Stamp Act, 1899. It will be open to the Registering Authority to refuse the document presented before him, if he has any objection, by duly assigning reasons in support of such decision and communicate the said decision to the petitioner. It is made clear that this Court has not expressed any opinion on merits of the case as to the entitlement of the petitioner to get the subject document registered.

7. Accordingly, this writ petition is disposed of. Miscellaneous applications, if any pending, shall stand closed. No order as to costs.

**SD/- T. JAYASREE
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, Revenue (Stamp and Registration Dep.), Secretariat, Hyderabad.
2. The District Registrar, Stamps and Registration Department, Ranga Reddy District.
3. The Sub- Registrar, Stamps and Registration Department, SRO, Shamshabad, Ranga Reddy District.
4. One CC to SRI B.SRIRAM KARTIK, Advocate [OPUC]
5. Two CCs to GP FOR STAMPS AND REGISTRATION, High Court for the State of Telangana at Hyderabad [OUT]
6. Two CD Copies

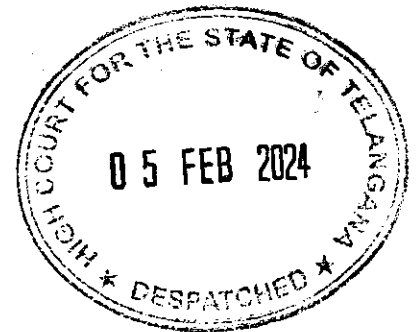
BSR
GJP

HIGH COURT

DATED: 25/01/2024

ORDER

WP.No.1923 of 2024



**DISPOSING OF THE WRIT PETITION,
WITHOUT COSTS**

(9)
MMA
5/2/24