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IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 28-02-2025**

CORAM

**THE HONOURABLE MR JUSTICE N. ANAND VENKATESH**

**WP No. 6763 of 2025**

1. M.Jeyandrappa  
S/o.Madhanagiriyappa, Door No.1/37,  
Mugalur Village And Post, Hosur  
Taluk, Krishnagiri District

Petitioner(s)

Vs

1. The District Registrar  
District Registrar Office, Krishnagiri  
District

2.The Sub Registrar  
Sub Registrar Office, Denkanikottai-  
635 107, Krishnagiri District

3.SRINIVASAPPA  
S/o.Gurappa Kavudu, Mugalur Village  
And Post, Hosur Taluk, Krishnagiri  
District

4.Sathar Khan  
S/o.Abdul Rahmankhan, No.386,  
Ganga Nagar, Bengaluru South,  
Bengaluru

5.Rashid Khan



S/o.Abdul Rahmankhan, No.1/59,  
Zaheer Karupalli Village,  
Denkanikottai Taluk, Krishnagiri  
District

Respondent(s)

**PRAYER**

Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing the respondents to delete the entry with regard to the document No.1659/1980 evidencing the registration of land by one Srinivasan to and infavour of Sathar Khan and Rashid khan in survey No.32/3 which was erroneously mentioned as Survey No.3/2 in the sale deed dated 10.7.1980 as document No.1659/1980 on the file of the 2nd respondent herein as per the entry made in SL.No.1 of the Encumbrance Certificate dated 28.12.2024 for the period 1.1.1975 to 27.12.2024 in respect to the petitioners property admeasuring about 5.86 Hectares comprised in survey No.3 situated in Nagappan Agraharam, denkanikottaiTaluk, Krishnagiri District within a time frame

For Petitioner(s): R. BHARATH KUMAR T.VEDI  
R.ESWARAN  
R.DIVYAPREATHIKA  
A.AMBEDKAR  
K.RAJKUMAR U.RAMYA  
For Respondent(s): P. Harish Ga



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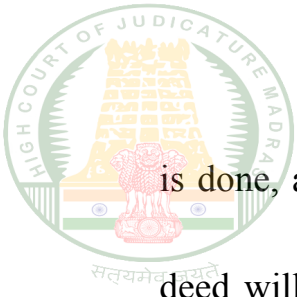
## **ORDER**

This writ petition has been filed for the issue of writ of Mandamus directing the respondents to delete the entry made with respect to the document No.1659 /1980 by correcting the survey number as 32/3 which was erroneously mentioned as 3/2 in the Sale deed dated 10.07.1980.

2. Heard Mr.R.Bharath Kumar, learned counsel for the petitioner and Mr.P.Harish, learned Government Advocate, for respondents.

3. The learned Government Advocate appearing on behalf of respondents submitted that such entry was made in the encumbrance certificate only based on the document that was registered.

4. In the considered view of this Court, the registering authority does not have any power to delete or correct any entry that has been made in the encumbrance certificate. If such correction is to be made, it can only be based on a rectification deed through which the survey number can be rectified. If that



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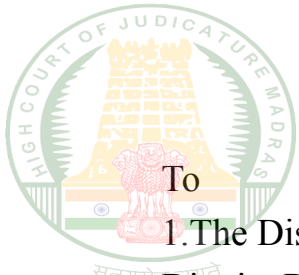
is done, automatically the survey number that is mentioned in the rectification deed will be reflected in the Encumbrance Certificate. If that is not done, the registering authority cannot correct the entries made in the encumbrance certificate since no such power is vested under the Registration Act.

5. When this Court issues directions by way of writ of Mandamus, such direction must be relatable to a power available under some Act or Rules. If there is no such power available, this Court cannot issue directions to perform an act which is not authorised by law. This has to be kept in mind while exercising the jurisdiction under Article 226 of the Constitution of India.

6. In the light of the above discussion, the relief as sought for by the petitioner cannot be granted by this Court. It is left open to the petitioner to get the survey number corrected by way of presenting a document for rectification.

7. This writ petition is disposed of in the above terms. No costs.

**28-02-2025**



To

1. The District Registrar

District Registrar Office, Krishnagiri  
District

2. The Sub Registrar

Sub Registrar Office, Denkanikottai-  
635 107, Krishnagiri District

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



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**N.ANAND VENKATESH J.**  
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