



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14-03-2025

CORAM

THE HONOURABLE MR JUSTICE N. ANAND VENKATESH

**WP No. 6771 of 2025
and WMP No. 7442 of 2025**

1. Indian Bank
Represented by the Branch Manager,
Sacred Heart Convent Branch, 523,
East Pondy Road, East
Shanrnugapuram, Villupuram

Petitioner(s)

Vs

1. The Joint Sub Registrar 2
TVK Street, Villupuram,
Tamil Nadu 605 602
2. The Deputy Superintendent of Police
District Crime Branch, WFVW + Q98,
District Police Office, Cyber Crime
Police Station, Thiru Vi Ka St,
Viluppuram, Tamil Nadu
3. P. Thangapandi
4. P. Periyasamy



Respondent(s)

PRAYER Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, to call for the records of the 1st respondent pertaining to their letter No Na.Ka. No.699 of 2024 dated 22.11.2024 issued based on the letter dated 18.11.2022 sent by the 2nd respondent and quash the same as illegal and arbitrary and consequently direct the respondent to register the sale certificate issued by the petitioner bank, if it is otherwise in order, to and in favour of the Auction Purchaser.

For Petitioner(s): Mr.S Deenadayalan

For Respondent(s): Mr.U.Baranidharan
Special Government Pleader
for R1
Mr.V.J.Priyadarsana
Government Advocate
for R2

ORDER

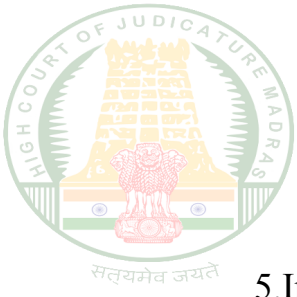
This writ petition has been filed challenging the impugned letter issued by the 1st respondent refusing to register the Sale Certificate issued by the petitioner Bank in favour of the Auction Purchaser.



2. Heard Mr.B.Deenadayalan, learned counsel appearing on behalf of the petitioner, Mr.U.Baranidharan, learned Special Government Pleader appearing on behalf of the 1st respondents and Mr.V.J.Priyadarsana, learned Government Advocate appearing on behalf of the 2nd respondent.

3. The only reason that has been cited in the impugned communication dated 22.11.2024 is that a letter has been sent by the 2nd respondent dated 18.11.2022 not to register any documents pertaining to the subject property since a criminal case is pending.

4. In the considered view of this Court, the issue involved in the present writ petition is squarely covered by the earlier order passed by this Court wherein, this Court held that the investigating agency cannot issue a letter to the registering authority and stop registration since it is beyond the powers conferred on the investigating agency under the Cr.P.C. Useful reference can be made to the judgement passed by this Court in W.P.No.7224 of 2025 dated 11.03.2025.



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5. In view of the above, the impugned communication of the 1st respondent dated 22.11.2024, is hereby quashed and there shall be a direction to the 1st respondent to register the Sale Certificate, if it is otherwise in order.

6. In the result, this writ petition stands allowed with the above direction.

No Costs. Consequently, connected miscellaneous petition is closed.

14-03-2025

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

SSR



To
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1.The Joint Sub Registrar 2
TVK Street, Villupuram,
Tamil Nadu 605 602

2.The Deputy Superintendent of Police
District Crime Branch, WFVW + Q98,
District Police Office, Cyber Crime
Police Station, Thiru Vi Ka St,
Viluppuram, Tamil Nadu



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N.ANAND VENKATESH J.

SSR

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