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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04-04-2025

CORAM

THE HONOURABLE MR JUSTICE N. ANAND VENKATESH

**WP No. 11308 of 2025
and WMP No. 12749 of 2025**

1.Mrs.Vajarangi

2.Mr.Sunil Babu

Petitioner(s)

Vs

1. The District Registrar
District Registrar Office, Dharmapuri.

2.The Sub Registrar
The Sub Registrar Office,
Kariyamangalam, Dharmapuri.

Respondent(s)

PRAYER Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, to quash the refusal order issued by the 2nd respondent in RFL / KARIMANGALAM / 41/ 2025 dated 20.02.2025 and directing the 2nd respondent to register the sale deed presented by the petitioners.



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For Petitioner(s): Ms.M.V. Saranya

For Respondent(s): Mr.U.Baranidharan
Special Government Pleader

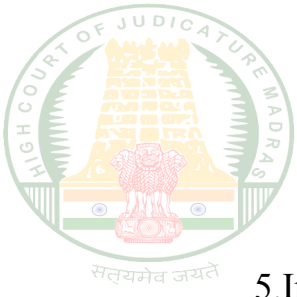
ORDER

This writ petition has been filed challenging the refusal check slip issued by the 2nd respondent dated 20.02.2025 and for a direction to the 2nd respondent to register the Sale Deed.

2.Heard Ms.M.V. Saranya, learned counsel appearing on behalf of the petitioner and Mr.U.Baranidharan, learned Special Government Pleader appearing on behalf of the respondents.

3.The refusal Check Slip has been issued by the 2nd respondent mainly on the ground that the original title document was not produced at the time of presenting the Sale Deed for registration.

4.The specific ground taken by the petitioner is that the original title document has been lost and it is not able to be traced.



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5. In the considered view of this Court, this Court has repeatedly held that the original title document cannot be insisted and made a condition precedent for registering a document. If the original document has been lost, the petitioner shall add the necessary recital in the Sale Deed and also give the paper publication to the effect that the original title document has been lost and that it is intended to deal with the property. Once this requirement is satisfied, the 2nd respondent shall register the Sale Deed, if it is otherwise in order.

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

No Costs. Consequently, connected miscellaneous petition is closed.

04-04-2025

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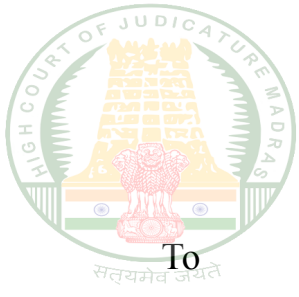
Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

SSR



To

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1. The District Registrar
District Registrar Office, Dharmapuri.

2. The Sub Registrar
The Sub Registrar Office,
Kariyamangalam, Dharmapuri.



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N.ANAND VENKATESH J.

SSR

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