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W.P.No.18532 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 09.01.2025

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THE HONOURABLE Ms. JUSTICE P.T. ASHA

W.P.No. 18532 of 2024
&
W.M.P.No. 20309 of 2024

Dash Prakash

...Petitioner

Vs.

1.The Deputy Director (HIU - 2(3))
Directorate of Enforcement,
New Delhi.

2.The Sub-Registrar,
Office of Sub-Registrar,
Tambaram

...Respondents

Prayer: Writ Petition is filed under Article 226 to issue a Writ of Mandamus, directing the 2nd respondent to register the Mortgage deed for new construction loan in respect of the petitioners property more specifically plot bearing No.C3, measuring 1467 sqft comprised in survey No.582/3, under patta No.2334 as per patta old sub-division



W.P.No.18532 of 2022

survey no.582/3A1 now new sub division survey No. 582/3A1A1 part in the layout named Sri Sai Avenue comprised S.Nos.579/1, 579/2, 580/1, 580/2, 582/3 and 582/2B measuring to an extent of 7.59 acres situated at No.9, Nedungudram Village, Chengalpattu Taluk, Kancheepuram District now in Vandalur Taluk, Chengalpattu district unbiased by the attachment order passed vide F.No.ECIR/ 04/ DLZO-II/ 2018 dated 15.02.2022.

For Petitioner : Mr. D.Saikumarran
For Respondent 1: Mr. Rajnish Pathiyil
SPP ED
For Respondent 2: Mr. B.Vijay
Additional Government Pleader.

ORDER

The Writ Petition is filed for the following relief:

“To direct the 2nd respondent to register the Mortgage deed for new construction loan in respect of the petitioners property more specifically plot bearing No.C3, measuring 1467 sqft comprised in survey No.582/3, under



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W.P.No.18532 of 2022

patta No.2334 as per patta old sub-division survey no.582/3A1 now new sub division survey No. 582/3A1A1 part in the layout named Sri Sai Avenue comprised S.Nos.579/1, 579/2, 580/1, 580/2, 582/3 and 582/2B measuring to an extent of 7.59 acres situated at No.9, Nedungudram Village, Chengalpattu Taluk, Kancheepuram District now in Vandalur Taluk, Chengalpattu district unbiased by the attachment order passed vide F.No.ECIR/ 04/ DLZO-II/ 2018 dated 15.02.2022 ”.

2. A counter has been filed by the 1st respondent. In paragraph No.iv of the counter affidavit, the 1st respondent has stated that the subject property has not been provisionally attached.

3. Therefore, there is no impediment for registration. The Writ Petition is allowed. The 2nd respondent is directed to register the document, within a period of 2 weeks, from the date of its re-



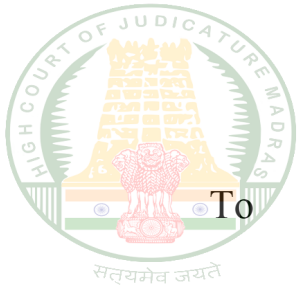
W.P.No.18532 of 2024

presentation by the petitioner. Consequently, the connected
miscellaneous petition is closed. No costs.

WEB COPY

09.01.2025

Index : Yes/No
Internet : Yes/No
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W.P.No.18532 of 2024

WEB COPY

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WEB COPY



W.P.No.18532 of 2024

P.T. ASHA, J,

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W.P.No. 18532 of 2024

09.01.2025