



WEB COPY



W.P.No.33642 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 16.10.2025

CORAM:

THE HONOURABLE MR. JUSTICE KRISHNAN RAMASAMY

W.P.No.33642 of 2025

1. P.Vijaya

2. T.Pandiyan

... Petitioners

Vs.

The Sub Registrar,
Arakkonam Sub-Registrar Office,
Arakkonam,Ranipet District.

... Respondent

PRAYER: Writ Petition filed under Article 226 of Constitution of India, for issuance of Writ of Certiorarified Mandamus to call for the records of the respondent made in Refusal No.RFL/Arakkonam/31/2025 dated 22.07.2025 quash the same and consequentially direct the respondent to register the sale deed dated 16.07.2025 executed by S.Deepa in favour of the petitioners in respect of the properties in S.F.No.269/6 to an extent of 0.10 cents situated at Nagarikuppam Village, Arakkonam Taluk, Ranipet District.

For Petitioners : Mr.P.Krishnan

For Respondent : Mr.U.Baranidharan
Special Government Pleader



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ORDER

This writ petition has been filed challenging the Refusal No.RFL/Arakkonam/31/2025 dated 22.07.2025 by the respondent.

2. The learned counsel for the petitioners submitted that the respondent refused to register a sale deed dated 16.07.2025, on 22.07.2025 citing the reason that the subject property is a “Panchami land”.

3. Learned Special Government Pleader, on instructions from respondent, contended that as per Revenue Records, the land has been notified as “Panchami Land”.

4. However, the learned counsel for the petitioners submitted that no enquiry was conducted and without affording an opportunity of hearing to the petitioners, the impugned order has been passed by the respondent. Hence, the petitioners were unable to submit proper explanation to the Revenue Authorities, who had already issued Patta in respect of the land.



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5. Admittedly, the respondent refused to register the document submitted by the petitioners on the ground that it is a Panchami land and no opportunity was afforded to the petitioners to establish as to whether it is a Panchami land or not. Such action of the respondent is a clear violation of principles of natural justice and the same is liable to be set aside.

6. Learned Special Government Pleader for the respondent submitted that if this Court feels that without providing an opportunity to the petitioners, the impugned order has been passed, necessary directions may be issued to the respondent to pass an appropriate order after providing an opportunity to the petitioners.

7. In view of the above submissions, this Court feels that before deciding the issue whether it is a Panchami Land or not, the Revenue Authorities have already issued patta in the sale deed dated 11.09.2020. The refusal on the part of the respondent to register the sale deed and passing the impugned order, without providing an opportunity to the petitioners and calling for the personal hearing is a clear violation of principles of natural justice. Hence, the impugned order of Refusal



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No.RFL/Arakkonam/31/2025 dated 22.07.2025 passed by the respondent is set aside. This Court directs the respondent to conduct enquiry by providing opportunity to the petitioners and thereafter take a decision with regard to registration of the document submitted by the petitioners. Such an exercise shall be completed within a period of four weeks from the date of receipt of a copy of this Order.

With the above observations, this Writ Petition is allowed. No costs.

16.10.2025
(6/6)

dh
Index: Yes/No
Internet: Yes/No
Speaking Order/Non-speaking order

To
The Sub Registrar,
Arakkonam Sub-Registrar Office,
Arakkonam, Ranipet District.



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KRISHNAN RAMASAMY, J.

dh

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