



W.A(MD)No.388 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 28.07.2025

CORAM

**THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN
and
THE HONOURABLE MR.JUSTICE K.RAJASEKAR**

**W.A(MD)No.388 of 2025
and
C.M.P(MD)No.3088 of 2025**

Rajapandian

... Appellant /
Petitioner

Vs.

1.The Revenue Divisional Officer,
Kovilpatti Sub Division,
Thoothukudi District.

2.The Tahsildar,
Ottapidaram Taluk,
Thoothukudi District.

3.The Sub Registrar,
Ottapidaram Taluk,
Thoothukudi District.

... Respondents /
Respondents

Prayer: Writ Appeal filed under Clause 15 of the Letters Patent to allow the appeal and set aside the order of the learned Judge of this Court in W.P(MD)No.1190 of 2025 dated 20.01.2025.



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W.A(MD)No.388 of 2025

For Appellant : Mr.Mahaboob Athiff
for Mr.P.Banu Prasath

For Respondents : Mr.A.Kannan
Additional Government Pleader

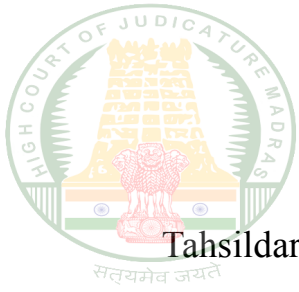
JUDGMENT

(By G.R.SWAMINATHAN, J.)

Heard both sides.

2.The appellant herein wants to purchase the petition mentioned piece of land. A sale deed dated 07.01.2025 was presented for registration before the Sub Registrar, Ottapidaram Taluk. The registering authority citing the communication of the Tahsildar, Ottapidaram Taluk declined to register the document. Challenging the same, the appellant filed W.P(MD)No.1190 of 2025. The learned single Judge vide order dated 20.01.2025 dismissed the writ petition on the ground that the assignment condition had been breached in this case. Aggrieved by the same, this Writ Appeal has been filed.

3.As rightly pointed out by the learned counsel for the appellant, the registering authority has cited only the communication of the jurisdictional



W.A(MD)No.388 of 2025

Tahsildar for declining to register the document. Our attention is drawn to the

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order dated 29.04.2019 in W.P(MD)No.10772 of 2019 in which the communication issued by the Tahsildar, Ottapidaram had already been quashed by this Court. In other words, a communication that was quashed by this Court has been relied upon by the registering authority. The revenue official cannot restrain the registering authority from carrying out his statutory functions. This aspect of the matter has not been taken note of by the learned single Judge. The order of the learned single Judge is set aside.

4.This Writ Appeal is allowed accordingly. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

[G.R.S., J.] [K.R.S., J.]
28.07.2025

NCC : Yes / No
Internet : Yes / No
Index : Yes / No
MGA

To

1.The Revenue Divisional Officer,
Kovilpatti Sub Division,
Thoothukudi District.



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W.A(MD)No.388 of 2025

G.R.SWAMINATHAN, J

and

K.RAJASEKAR, J.

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2.The Tahsildar,
Ottapidaram Taluk,
Thoothukudi District.

3.The Sub Registrar,
Ottapidaram Taluk,
Thoothukudi District.

W.A(MD)No.388 of 2025

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