



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 08-08-2025

CORAM

THE HONOURABLE MRS JUSTICE S.SRIMATHY

WEB COPY

WP(MD) NO. 14869 of 2024 and

WMP(MD)NOs.13036 and 13038 of 2024

A.Muthusamy

Petitioner(s)

Vs

1. The Deputy Inspector General of Registration
Office of The Deputy Inspector General of Registration
Trichy.

2. The District Registrar (Administration)
Office of The District Registrar
Trichy.

3. The Sub Registrar Joint-I
Sub Registrar Office
Trichy.

4.P. Muthusamy

5. Manohar

Respondent(s)

For Petitioner(s): Mr.A.Rajaram

For Respondent(s): Mr.S.Saji Bino, Special Government Pleader For R1 To R3

Mr.B.Prasanna Vinoth For R4

No appearance for R4

Prayer:

Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari calling for the records pertaining to the impugned order passed by the 2nd respondent in Na.Ka.No. 15533/A4/2021 dated 23.08.2022 and the consequential impugned order passed by the 1st respondent in Na.Ka.No. 5708/E1/2022 dated 14.12.2023 and quash the same as illegal.



ORDER

The present Writ Petition has been filed for the issuance of a Writ of Certiorari, to quash the impugned order passed by the 2nd respondent dated 23.08.2022 and the consequential impugned order passed by the 1st respondent dated 14.12.2023.

2. Even though the impugned order is passed under Section 82, the official respondents have restrained the petitioner from dealing with the property. The 4th respondent has filed a suit in O.S.No.106 of 2018 on the file of the District Court, Trichy. However, the same is filed only for demarcation. In the said suit, the present petitioner is not a party. Admittedly, there is a rival claim by the petitioner and the respondents 4 and 5. Even though the impugned order is passed under Section 83, when there is a title dispute, the official respondents cannot determine the title.

3. Therefore, the impugned orders are set aside and the parties are at liberty to approach the competent Civil Court to establish their rights.

4. With the above observations, this Writ Petition is allowed. There shall be no order as to costs. Consequently, connected miscellaneous petitions are closed.

08-08-2025

Tmg



To

1. The Deputy Inspector General of Registration
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Trichy.

2. The District Registrar (Administration)
Office of The District Registrar
Trichy.

3. The Sub Registrar Joint-I
Sub Registrar Office
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