



W.P.No.3459 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12.02.2026

CORAM

THE HONOURABLE MR.JUSTICE **SENTHILKUMAR RAMAMOORTHY**

W.P.No.3459 of 2026
and W.M.P. Nos.3935 and 3936 of 2026

T.Muruganantham

.. Petitioner

VS

- 1.The District Registrar (Administration),
District Registrar Office,
Coimbatore, Coimbatore District.
- 2.The Sub Registrar,
Gomangalam, Pollachi Taluk,
Coimbatore District.
- 3.The Joint Commissioner,
O/o.The Joint Commissioner,
Hindu Religious and Charitable Endowments
Department, Coimbatore – 18.
- 4.The Executive Officer,
Arulmighu Mariamman Temple,
Kolarpatti Village, Pollachi Taluk,
Coimbatore District.

.. Respondents

(R4 suo motu impleaded vide order
dated 12.02.2026 in W.P.No.3459 of 2026)

Petition filed under Article 226 of The Constitution of India
praying for the issuance of a writ of certiorarified mandamus to call
for the records pertaining to the impugned order in
Na.Ka.No.140/2025 dated 21.11.2025 on the file of the second
respondent, quash the same as illegal and consequently direct the



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second respondent to register the judgment and decree in O.S.No.645 of 2006 dated 01.12.2008 within the time frame stipulated by this Court.

For Petitioner : Mr.T.Seeni Syed Amma
for M/s.Roy and Roy Associates

For Respondents : Mr.P.Harish,
Government Advocate
for R1 to R3
Mr.R.Sanjay for R4

ORDER

Intending to register the decree in O.S.No.645 of 2008, the petitioner presented the same for registration before the registering officer. The request for registration was declined under impugned order dated 21.11.2025. Hence this writ petition.

2. Mr.P.Harish, learned Government Advocate, accepts notice for respondents 1 to 3. Mr.R.Sanjay, learned counsel, appears on behalf of the Executive Officer of the temple concerned. He submits that the temple is a necessary party and that the matter should not be proceeded with in the absence of the temple. Mr.Harish submits that a speaking order was issued under Section 71 of the Registration Act, 2008 and that an appeal lies therefrom.

3. In view of the submissions of Mr.R.Sanjay, the Executive Officer, Arulmighu Mariamman Temple, is *suo motu* impleaded as



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the fourth respondent in the writ petition. Mr.R.Sanjay, learned counsel, accepts notice for the newly arrayed party.

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4. On perusal of the impugned order, it is noticeable that it is evidently a speaking order issued after putting all parties concerned on notice. An appeal lies against such order under Section 72 of the Registration Act. Given that a rival claim has been made by the temple represented by the H.R. and C.E. Department, it is appropriate that the matter be adjudicated by the appellate authority under the statute. The impugned order is dated 21.11.2025 and the present writ petition has been filed on 20.01.2026, which is within the time limit for lodging an appeal. In those circumstances, if the petitioner were to file a statutory appeal within thirty days from the date of receipt of a copy of this order, the appellate authority is directed to receive and dispose of the same on merits without going into the question of limitation.

5. With the above observations, this writ petition is disposed of. Consequently, connected miscellaneous petitions are closed. There shall be no order as to costs.

12.02.2026

Index:Yes/No
Neutral Citation:Yes/No
mmi

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SENTHILKUMAR RAMAMOORTHY,J.

mmi

To

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