

P.Chandra vs the Sub-Registrar

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SooperKanoon Citation : sooperkanoon.com/1820117

Court : Chennai

Decided On : Mar-14-2025

Judge : Honourable Mr Justice N. Anand Venkatesh

Appeal No. : WP/8567/2025

Appellant : P.Chandra

Respondent : The Sub-Registrar

Judgement :

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14-03-2025

CORAM

THE HONOURABLE MR JUSTICE N. ANAND VENKATESH WP No. 8567 of 2025

1. P.Chandra Petitioner(s) Vs The Sub-registrar Periyannayakan Palayam SRO Coimbatore District Respondent(s)

PRAYER Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorari Mandamus, call for the records

relating to the impugned check slip issued by the respondent in RFL/Periyanayakkan Palayam /185/2024 dated 17.12.2024 and quash the same and further direct the respondents to register the release deed dated 17.12.2024 executed by the petitioner in favor of her son P. Venkata Prakash by considering the certified copies of the antecedent title deeds i.e., Document Nos.573/1974 and

in Idigarai Village, Annur taluk, Coimbatore District. For Petitioner(s): Mr.Venkatraman V M For Respondent: Mr.M.Karthick Jagannath Government Advocate

ORDER

This writ petition has been filed challenging the refusal check slip issued by the respondent dated 17.12.2024 and for a consequential direction to the respondent to register the Release Deed executed by the petitioner in favour of her son. 2.Heard Mr.V.M.Venkatraman, learned counsel appearing on behalf of the petitioner and Mr.K.Karthick Jagannath, learned Government Advocate appearing on behalf of the respondent. 3.The refusal check slip has been issued by the respondent only on the ground that the original title document was not produced at the time of registration. The learned counsel for the petitioner submitted that the original documents were misplaced and lost even during the lifetime of the husband. An averment to that effect has been made at Paragraph No.4 of the affidavit filed in support of the writ petition. 4.It is left open to the petitioner to add a recital in the Release Deed by assigning reasons for the non-availability of the original title document and in that event, there shall be a direction to the register the document, if it is otherwise in order. 5.In the result, this writ petition stands allowed with the above direction. No Costs. 14-03-2025 Index:Yes/No

Speaking/Non-speaking order

Internet:Yes Neutral Citation:Yes/No ssr To The Sub-registrar Periyanayakan Palayam SRO Coimbatore District N.ANAND VENKATESH J. ssr WP No. 8567 of 2025 14-03-2025