

HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

(Special Original Jurisdiction)

**THURSDAY, THE THIRTY FIRST DAY OF MARCH
TWO THOUSAND AND TWENTY TWO**

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 14543 OF 2022

Between:

Kasaramoni Krishna, S/o Mallaiah Aged about 39 years, Occ- Agriculture R/o
H. No 2-23, Raipole Village, Ibrahimpatnam Mandal, Ranga Reddy District

...PETITIONER

AND

1. State of Telangana, Rep by its Principal Secretary Revenue (Stamps and Registration) Secretariat Hyderabad
2. The Commissioner, and Inspector General Of Registration and Stamps
Telangana Hyderabad
3. The Sub- Registrar, Ibrahimpatnam, Ranga Reddy District

...RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed therewith, the High Court may be pleased to issue Writ of Mandamus or any other appropriate writ order or orders by declaring the action of the Respondent no 3 in refusing to receive, register and release the sale deed presented by the petitioner in respect of Plot No 32 admeasuring 175 Sq.Yards, Plot no 23 admeasuring 83 Sq.Yards, Plot No 6 admeasuring 90 Sq. yards, in SY. No 105/^/1/3, 105/^/2/3, 105/^/3/3, 105/^/1/4, 105/^/2/3, 105/^/3/3, 105/^/1/5, 105/^/2/3 and 105/^/3/3 situated at Thippaiguda Village, Manchal Mandal, Ranga Reddy District on the basis of Memo No G2/257/2019 dated 26/08/2020 as illegally arbitrary and violative of principles of natural justice and contrary to provision of Registration Act 1908, and consequently to direct the 3rd Respondent to receive, register and release the sale deed presented by the petitioner in respect of the above said properties,

notwithstanding the Memo No G2/257/2019 dated 26/08/2020 issued by the 2nd Respondent.

IA NO: 1 OF 2022

Petition under Section 151 CPC praying that in the circumstances stated in the affidavit filed in support of the petition, the High Court may be pleased to direct the 3rd Respondent to receive, register and release the sale deed presented by the petitioner in respect of Plot No 32 admeasuring 175 Sq. Yards, Plot no 23 admeasuring 83 Sq. Yards, Plot No 6 admeasuring 90 Sq. yards in SY. No 105/^1/1/3, 105/^2/3, 105/^3/3, 105/^1/4, 105/^2/3, 105/^3/3, 105/^1/5, 105/^2/3 and 105/^3/3 situated at Thippaiguda Village, Manchal Mandal, Ranga Reddy District without referring to Memo No G2/257/2019 dated 26/08/2020 pending disposal of the above writ petition.

Counsel for the Petitioner: SRI. B.SRIRAM KARTIK

Counsel for the Respondents: GP FOR REVENUE

The Court made the following: ORDER

HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

WRIT PETITION No.14543 OF 2022

ORDER :

Heard both sides and perused the material on record.

2. It is submitted by the learned counsel on either side that subject matter of this writ petition is squarely covered by the common order passed by this Court in W.P. No.328 of 2022 and batch dated 18.02.2022 as modified by the order dated 22.02.2022 in I.A. No.2 of 2022 in W.P. No.2985 of 2022 and batch, as such, this writ petition may be disposed of in terms thereof.

3. Therefore, following the common order dated 18.02.2022 in W.P. No.328 of 2022 and batch as modified by the order dated 22.02.2022 in I.A. No.2 of 2022 in W.P. No.2985 of 2022, in terms thereof, this writ petition is disposed of as under without any order as to costs:

(i) The respondent - Sub-Registrar is directed to register the document of sale, transfer and gift etc., presented for registration by the petitioner/s without reference to the Memo Nos.G2/257/2019 dated 26.08.2020 and 29.12.2020 issued by the respondent - the Commissioner and Inspector General of Registration and Stamps, Telangana; Letter No.45/TP/NMC/2019 dated 01.11.2019 issued by the respondent - the Commissioner, Municipal Corporation, Nizampet to the respondent - the Sub Registrar, Quthbullapur, Ranga Reddy District, and similar letters,

if any, issued by the various Municipal Commissioners in the State;

(ii) the Sub Registrars in the State shall make an endorsement at the reverse side of the first page of the document referred in direction No.(i) that registration so done is subject to outcome of SLP (Civil) No.19695 of 2021 filed by the State Government before the Hon'ble Supreme Court; and

(iii) in case, it is found that there is any violation of law like plots / lands / structures being sold form part of F.T.L. and Buffer Zone / Plots having less than 30 feet road width access, the Sub Registrar shall make an endorsement informing / cautioning the purchasers that risk is involved in purchase of such plots; such transactions are hit by relevant statutory provisions; that registration of the same is subject to outcome of orders of the Hon'ble Supreme Court in SLP (Civil) No.19695 of 2021. To that effect, an endorsement shall be made on the reverse side of the first / second page of the document and also in the encumbrance record, website etc.

As a sequel thereto, miscellaneous petitions, if any, pending in this writ petition stand closed.

SD/-T.TIRUMALA DEVI
ASSISTANT REGISTRAR

//TRUE COPY//

GP
SECTION OFFICER

To,

1. The Principal Secretary, Revenue (Stamps and Registration), State of Telangana, Secretariat Hyderabad

2. The Commissioner, and Inspector General Of Registration and Stamps
Telangana Hyderabad
3. The Sub- Registrar, Ibrahimpatnam, Ranga Reddy District
4. One CC to SRI. B.SRIRAM KARTIK Advocate [OPUC]
5. Two CCs to GP FOR REVENUE, High Court for the State of Telangana.
[OUT]
6. Two CD Copies.
7. One Spare Copy.

GB

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HIGH COURT

BVR,J

DATED:31/03/2022



ORDER

WP.No.14543 of 2022

**DISPOSING OF THE WP
WITHOUT COSTS.**

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12/5/22