

IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD
FRIDAY ,THE TWENTY NINTH DAY OF APRIL TWO THOUSAND AND
TWENTY TWO

:PRESENT:

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY
WRIT PETITION NO: 22940 OF 2022

Between:

Sri Ravinder Kumar Agarwal, S/o. late Sri Badrilal Agarwal

Petitioner

AND

1. State of Telangana, represented by its Principal Secretary Revenue Department Secretariat Hyderabad.
2. The Commissioner and Inspector General of Stamps and Registration Mozamjahi Market, Hyderabad.
3. The District Registrar Registration and Stamps, Sangareddy.
4. The Joint Sub-Registrar-I RO (0B), , Sangareddy.
5. The District Collector, Sangareddy.

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 pass an Order, Direction or Writ and more particularly one in nature of Writ of Certiorari calling for records relating to and in connection with the refusal order of the respondent No.4 dated 07/03/2022 vide memo No.66/2022, to declare it as illegal, arbitrary, high handed, without jurisdiction, contrary to and violative of the provisions of the Registration Act, 1908, Article 300-A of the Constitution of India, etc., to quash the same and consequently to direct the respondent No.4 to register and release to the petitioner the sale deed dated 17/09/2021, kept as P.No.707/2021, in respect of the open land property bearing plot No.18 in Survey No.630/3, admeasuring 333.33 square yards, situated at Patancheru town and mandal, Sangareddy district, in the interest of justice;

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 pass an order directing the respondent No.4 to register and release to the petitioner sale deed dated 17-09-2021. kept as P.No.707/2021, in respect of open land property bearing plot No.18 in Survey No.630/3, admeasuring 333.33 square yards, situated at Patancheru town and mandal, Sangareddy district. without reference to instruction issued by the respondent No.5, including Lr.No.F1/2051/06, dated 28-01-2017, pending disposal of WP 22940 of 2022, on the file of the High Court.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed in support thereof and upon hearing the arguments of

SRI SHYAM S AGRAWAL Advocate for the Petitioner and GP FOR STAMPS AND REGISTRATION for the Respondents, the Court made the following.

ORDER:

Mr. Shyam S. Agrawal, learned counsel for the petitioner, has submitted that in similar circumstances, this Court has passed an order dated 21.08.2021 vide I.A. No.1 of 2020 in W.P. No.9663 of 2020.

Perused the order dated 21.08.2021 passed by a learned single Judge of this Court I.A. No.1 of 2020 in W.P. No.9663 of 2020. In the light of the said order, there shall be an interim direction to the Sub Registrar to process, register and release the pending document kept as P.N.707 of 2021 dated 17.09.2021 without reference to the refusal order dated 07.03.2022 vide Memo No.66 of 2022 passed by respondent No.4 subject to the petitioner complying with the provisions of The Indian Registration Act 1908 and The Indian Stamps Act 1899. However, it is made clear that any registration will be subject to final orders in this writ petition. The registration is provisional one and mere registration of document does not confer title to the property. It is also made clear that the petitioner shall not claim any equities in case any adverse orders are passed against him. If any proceedings / suit / appeal are pending between the executants of the document / Government or any other interested party, the registration of the document will be subject to the result of the proceedings / suit / appeal.

Post along with W.P. No.9663 of 2020.

//TRUE COPY//

SD/-L.SHIVA PARVATHI
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. State of Telangana, represented by its Principal Secretary Revenue Department Secretariat Hyderabad.
2. The Commissioner and Inspector General of Stamps and Registration Mozamjahi Market, Hyderabad.
3. The District Registrar Registration and Stamps, Sangareddy.
4. The Joint Sub-Registrar-I RO (0B), , Sangareddy.
5. The District Collector, Sangareddy (1 to 5 by RPAD)
6. One CC to SRI. SHYAM S AGRAWAL Advocate [OPUC]
7. Two CCs to GP FOR STAMPS AND REGISTRATION, High Court at Hyderabad. [OUT]
8. One spare copy

HIGH COURT

BVRJ

DATED:29/04/2022

POST ALONG WITH WP.NO.9663 OF 2020

ORDER

WP.No.22940 OF 2022

DIRECTION

