IN THE HIGH COURT FOR THE STATE OF TELANGANA AT HYDERABAD

THURSDAY, THE EIGHTEENTH DAY OF AUGUST TWO THOUSAND AND TWENTY TWO

:PRESENT:
THE HONOURABLE SRI JUSTICE A.ABHISHEK REDDY

WRIT PETITION NO: 32797 OF 2022

Between:

Dacharaju Venkat Rama Rao, S/o. Late Jagannatha Rao

Petitioner

AND

1. The 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, Ranga Reddy District
4. The Sub- Registrar, Champapet, at Champapet.

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 an order, direction or Writ, more particularly in the nature of Writ Mandamus, thereby declaring the refusal No.14/2022 vide Memo No.346/2022 dated 04-8-2022 issued by the Respondent No.4 in respect of sale deed pending document No. P-128/2022 is totally illegal, arbitrary and contrary to the law thereby directing the Respondent No.4 to receive register and release the pending document No. P-128/2022 by suspending the refusal No.14/2022 vide Memo No.346/2022 dated 04-8-2022.

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 Respondent No.4 to receive register and release the pending document No. P-128/2022 by suspending the refusal No.14/2022 vide Memo No.346/2022 dated 04-8-2022 pending disposal of WP 32797 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 GOVIND REDDY KONTHAM, Advocate for the Petitioner, GP FOR STAMPS AND REGISTRATION for the Respondents, the Court made the following.

ORDER:

Learned counsel for the petitioner submits that in similar circumstances, this Court has passed an interim order in W.P.No.25119 of 2022, dated 23.06.2022.

The above submission is not disputed by the learned Government Pleader for Revenue.

The operative portion of the order dated 23.06.2022 passed in W.P.No.25119 of 2022 reads as under:

> ***"In view of the aforesaid facts and submission made by the petitioner, respondent No.4 is directed to receive, register and release the pending document P-44/2021 by suspending the Refusal No.03/2022, vide Memo No.167/2022 dated 11/04/2022, subject to compliance of provisions of the Indian Registration Act, 1908 and Indian Stamp Act, 1899 and to ascertain the status of land, as reflected in the revenue records. If the deed of conveyance complies with all the requirements and there is no embargo in accepting the document for registration, the Registering Authority shall register and release the document. However, the said registration is provisional one, any such action shall abide the result of the writ petition. Further, petitioner is directed not to resort to further conveyance of the subject property without leave of this Court."***

In view of the above, let there be similar order in this writ petition.

Registry shall make an endorsement on the writ petition to the effect that the same shall not be permitted to be withdrawn.

Post on 28.11.2022.

SD/- K. SHYLESHI
DEPUTY REGISTRAR

//TRUE COPY//

SECTION OFFICER

To,

1. The Principal Secretary, (Revenue Department), State of Telangana, Secretariat, Hyderabad.
2. The commissioner and inspector General of stamps and Registration, Mozamjahi Market, Hyderabad,
3. The District Registrar, Ranga Reddy District
4. The Sub- Registrar, Champapet, at Champapet. (1 to 4 by RPAD)
5. The Section Officer, Writ (non service) Section, High Court at Hyderabad.
6. One CC to SRI GOVIND REDDY KONTHAM Advocate [OPUC]
7. Two CCs to GP FOR Revenue, High Court at Hyderabad. [OUT]
8. One spare copy

mvj

HIGH COURT

AAR,J

DATED:18/08/2022

Post on 28.11.2022

ORDER

WP.No.32797 of 2022

DIRECTION

