

**HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD
(Special Original Jurisdiction)**

TUESDAY, THE FIFTEENTH DAY OF MARCH
TWO THOUSAND AND TWENTY TWO

PRESENT

THE HONOURABLE SRI JUSTICE B.VIJAYSEN REDDY

WRIT PETITION NO: 3543 OF 2022

Between:

Sri Repala Kalyan Raja, S/o R. Satyanarayana, Aged about 37 years, Occ. Software Profession, House No. 30-170/25, Neredmet Village, Old Safilguda, Malkajgiri Mandal, Medchal-Malkajgiri District.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Secretary, Revenue (Stamps and Registration) Department, Secretariat, Hyderabad.
2. The District Registrar, Medchal Malkajgiri District.
3. The Sub-Registrar, Malkajgiri, Medchal Malkajgiri District.
4. The Telangana State Wakf Board, Nampally, Hyderabad, Rep. by its Chief Executive Officer.

...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 a Writ, Order or Direction more particularly one in the nature of Writ of Mandamus, to declare the action of the 3rd respondent in refusing to receive, register and release the Sale Deed in respect of existing house No. 30-170/25, on plot No. 25, admeasuring 248 Sq.yds or 207.32 Sq.mtrs, having plinth area of 100 sft., with A.C.C. Roof, in Sy. No. 466, situated at Neredmet Village, old Safilguda, Malkajgiri Mandal, Ranga Reddy District, under Malkajgiri Municipality, presently under GHMC Malkajgiri Circle (presently Medchal-Malkajgiri District) and consequently direct the respondents to receive, register and release the Regd. Sale Deed in respect of existing house No. 30-170/25, on plot No. 25, admeasuring 248 Sq.yds or 207.32 Sq.mtrs, having plinth area of 100 sft., with A.C.C. Roof, in Sy. No. 466, situated at Neredmet Village, old Safilguda, Malkajgiri Mandal, Ranga Reddy District, under Malkajgiri Municipality, (presently under GHMC Malkajgiri Circle (presently Medchal-Malkajgiri District)).

I.A.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 forthwith to receive, register and release the Regd. Sale Deed in respect of existing house No. 30-170/25, on plot No. 25, admeasuring 248 Sq.yds or 207.32 Sq.mtrs, having plinth area of 100 sq.ft., with A.C.C. Roof, in Sy. No. 466, situated at Neredmet Village, old Safilguda, Malkajgiri Mandal, Ranga Reddy District, under Malkajgiri Municipality, presently under GHMC Malkajgiri Circle (presently Medchal-Malkajgiri District), pending disposal of main writ petition.

Counsel for the Petitioner : SRI.AKKAM ESHWAR

Counsel for the Respondent Nos.1 to 3 : GP FOR REVENUE

Counsel for the Respondent No.4 : SRI.ABU AKRAM

The Court made the following ORDER

THE HONOURABLE SRI JUSTICE B. VIJAYSEN REDDY

W.P.No.3543 OF 2022

ORDER:

Heard learned counsel for the petitioner and the Assistant Government Pleader for Stamps and Registration.

2. The grievance of the petitioner is that the action of respondent No.3 in refusing to receive/register/release the document presented by him for registration in respect of house bearing No.30-170/25, Plot No.25, admeasuring 248 sq. yards or 207.32 sq. mtrs., having plinth area of 100 sft. with A.C.C. Roof in Sy.No.466 situated at Neredmet Village, Old Safilguda, Malkajgiri Mandal, R.R.District, as being illegal and arbitrary and the petitioner prays for a consequential direction to respondent No.3 to receive, register and release the document.

3. Taking into account the above facts and circumstances of the case, the writ petition is disposed of directing respondent No.3 to accept the document presented by the petitioner for registration. In case, for any reason, the document is refused for registration, then reasons have to be recorded under Section 71 of the Registration Act and communicate the said decision to the petitioner.

4. The writ petition is, accordingly, disposed of. No costs.

5. Pending miscellaneous petitions, if any, shall stand closed.

**SD/- MOHD. SANALLA ANSARI
ASSISTANT REGISTRAR**

//TRUE COPY//

SECTION OFFICER

To

1. The Secretary, Revenue (Stamps and Registration) Department, Secretariat, State of Telangana at Hyderabad.
2. The District Registrar, Medchal Malkajgiri District.

Cont

3. The Sub-Registrar, Malkajigiri, Medchal Malkajigiri District.
4. The Chief Executive Officer, Telangana State Wakf Board, Nampally, Hyderabad.
5. Two CCs to GP FOR REVENUE, High Court for the State of Telangana at Hyderabad. [OUT]
6. One CC to SRI.AKKAM ESHWAR, Advocate [OPUC]
7. One CC to SRI.ABU AKRAM, Advocate [OPUC]
8. Two CD Copies
9. One spare copy

S.A



HIGH COURT

DATED:15/03/2022

ORDER

WP.No.3543 of 2022



DISPOSING OF THE W.P
WITHOUT COSTS

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30/4/2022