



2025:TSHC:41430
[3302]

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

FRIDAY, THE TWENTY SECOND DAY OF AUGUST
TWO THOUSAND AND TWENTY FIVE

PRESENT

THE HONOURABLE SRI JUSTICE K. SARATH

WRIT PETITION NO: 24878 OF 2025

Between:

Mr.Mohammed Waheed Ali @ Abdul Waheed,, S/o. Mohammed Jaffar Ali, Aged. 53 years, Occ. Business, R/o.H.No.3-8-35/9A/1/8/E, Fayaz Nagar, Sadasivpet Mandal, Sangareddy District.

...PETITIONER

AND

1. The State of Telangana, Rep. by its Principal Secretary, (Stamps and Registration), Department, Secretariat, Hyderabad.
2. The District Collector, Sangareddy, Sangareddy District.
3. The Sub Register and Tahasildar, Sadasivpet Mandal, Sangareddy 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, Order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the 3rd respondent in Refusing to receive, register and release the Sale Deed in respect of agriculture land having extent of Sy.No. 217/AA, admeasuring Ac.6-00 Gts., Situated at Kaveli Village, Kohir Mandal, Sangareddy District, Telangana State., is illegal, arbitrary, in violation of Articles 14, 21 and 300- A of Constitution of India and also in violation of Registration Act, 1908, besides in violation of Principles of Natural Justice and consequently direct the respondent no.3 herein to receive, register and release the Sale Deed presented by the petitioner in respect of agriculture land having extent of Sy.No. 217/AA, admeasuring Ac.6-00 Gts., Situated at Kaveli Village, Kohir Mandal, Sangareddy District, Telangana State.



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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 herein to receive, register and release the Gift Deed in respect of agriculture land having extent of in Sy.No. 217/AA, admeasuring Ac.6-00 Gts., Situated at Kaveli Village, Kohir Mandal, Sangareddy District, Telangana State, in the interest of Justice, pending disposal of main Writ Petition.

Counsel for the Petitioner : SRI SOMA RAVI KIRAN REDDY

**Counsel for the Respondents: SMT.S.SRAVANTHI,
ASST.GP FOR STAMPS AND REGISTRATION**

The Court made the following: ORDER



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THE HONOURABLE SRI JUSTICE K.SARATH

WRIT PETITION No.24878 of 2025

ORDER:

Heard Sri S.Ravi Kiran Reddy, learned counsel for the petitioner and Smt S.Sravanthi, learned Assistant Government Pleader for Stamps and Registration appearing for the respondents. With their consent, this writ petition is disposed of at the stage of admission.

2. Aggrieved by the action of the respondent No.3 in refusing to receive, register and release the Sale Deed presented by the petitioner in respect of agriculture land admeasuring Ac.6-00 guntas in Survey No.217/AA, situated at Kaveli Village, Kohir Mandal, Sangareddy District, the petitioner filed the present writ petition.

3. Learned Assistant Government Pleader for Stamps and Registration submits that without presenting the document, the petitioner has approached this Court seeking registration of the document. If the petitioner presents the same before the Registering authority, the respondents will receive the same and follow the procedure

as contemplated under Section 71 of the Registration Act, 1908 (for short, 'the Act, 1908').

4. The Section 71 of the Act, 1908, reads as follows:

Reasons for refusal to register to be recorded.—

(1) Every Sub-Registrar refusing to register a document, except on the ground that the property to which it relates is not situated within his sub-district shall make an order of refusal and recorded his reasons for such order in his Book No.2, and endorse the words "registration refused" on the document; and, on application made by any person executing or claiming under the document, shall, without payment and unnecessary delay, give him a copy of the reasons so recorded.

(2) No registering officer shall accept for registration a document so endorsed unless and until, under the provisions hereinafter contained, the document is directed to be registered.

5. In view of the above made submissions coupled with the provision under Section 71 of the Act, 1908 and on perusing the entire material on record, this writ petition is disposed of directing the Registering Authority to receive, register and release the subject document, subject to the petitioner complying with the provisions of the Act, 1908 as



well as the Indian Stamp Act, 1899. It will be open to the Registering Authority to refuse the document presented before him, if he has any objection, by duly assigning reasons in support of such decision and communicate the said decision to the petitioner. It is made clear that this Court has not expressed any opinion on merits of the case as to the entitlement of the petitioner to get the subject document registered. There shall be no order as to costs.

6. Miscellaneous Petitions, if any, pending in this writ petition shall stand closed.

//TRUE COPY//

SD/- T. SRINIVASA REDDY
ASSISTANT REGISTRAR

SECTION OFFICER

To,

1. The Principal Secretary, (Stamps and Registration), Department, Secretariat, State of Telangana, Hyderabad.
2. The District Collector, Sangareddy, Sangareddy District.
3. The Sub Register and Tahasildar, Sadasivpet Mandal, Sangareddy District.
4. One CC to SRI SOMA RAVI KIRAN REDDY, Advocate. [OPUC]
5. Two CCs to GP FOR STAMPS AND REGISTRATION, High Court for the State of Telangana. [OUT]
6. Two CD Copies.

BSK
MMT



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HIGH COURT

DATED:22/08/2025

ORDER

WP.No.24878 of 2025



**DISPOSING OF THE WRIT PETITION
WITHOUT COSTS**

9
29/10/25
b.k.