

**(SHOW CAUSE NOTICE BEFORE ADMISSION)
IN THE HIGH COURT FOR THE STATE OF TELANGANA
AT HYDERABAD**

WEDNESDAY, THE TWENTIETH DAY OF NOVEMBER
TWO THOUSAND AND TWENTY FOUR

:PRESENT:

**THE HONOURABLE SRI JUSTICE N.V.SHRAVAN KUMAR ✓
WRIT PETITION NO: 32471 OF 2024 ✓**

Between:

1. Erlapally Sunitha Reddy alias Latha, W/o.E.Venkat Reddy, aged about 40 years, Occ. Housewife, R/o.H.No.6-78/3, Near Bus Stop, Sheriguda village, Ibrahimpatnam Mandal, Ranga Reddy District.
2. Reddy Reddy Harathi, W/o.Reddy Reddy Venkat Reddy, Aged about 33 years, Occ. Housewife, R/o.H.No.8-6-772/78P, Nagarjuna Colony, Street No.6, Hasthinapuram, Ranga Reddy District.
3. Gujja Muthyam Reddy, S/o.G.Ram Reddy, Aged about 50 years, Occ. Agriculture, R/o.H.No.2-86, Sheriguda village, Ibrahimpatnam Mandal, Ranga Reddy District.
4. Karingu Srinivas Reddy, S/o.K.Narsimha Reddy, Aged about 44 years, Occ. Agriculture, R/o.H.No.4-81/1, Sheriguda village, Ibrahimpatnam Mandal, Ranga Reddy District.

Petitioners ✓

AND

1. The State of Telangana, Represented by its Principal Secretary, Department of Revenue (Stamps and Registration) Secretariat Buildings at BRKR Bhavan, Hyderabad.
2. The Commissioner and Inspector General Registration and Stamps, Hyderabad.
3. The District Collector, Ranga Reddy District.
4. The District Registrar, Ranga Reddy District.
5. The Sub Registrar, Vanasthalipuram, Ranga Reddy District

Respondents ✓

WHEREAS the Petitioners above named through their Advocate Sri. MOHD SUBHAN PASHA presented this 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 a Writ of MANDAMUS declaring the action of the respondent No.5 in refusing to receive, register and release the Sale Deed Document No.P120/2018, dated 01/06/2018 vide Intimation of Refusal Order No.50/2018 (No.P120/124/2018), dated 19.06.2018 on the ground that the Plot No.24-A and 24-B admeasuring 363sq. yards in Sy.No.201/3 and 201/4 in Ward No.6, block No.5 situated at Saheb Nagar Kalan village, Hayathnagar Revenue Mandal, Ranga Reddy District under GHMC, L.B.Nagar Circle, Hyderabad is included in the prohibitory list u/sec.22-A of Registration Act as illegal, improper, unjust, arbitrary, without jurisdiction and violative of Art.300-A of the Constitution of India and consequently direct the 5th respondent to receive, register and release the Sale Deed Document No.P120/2018, dated 01/06/2018 presented by

the petitioner in respect of aforesaid property by setting aside the Refusal Intimation Order No.50/2018 (No.P120/124/2018), dated 19/06/2018 issued by the 5th respondent;

AND WHEREAS the High Court upon perusing the petition and affidavit filed herein and upon hearing the arguments of Sri MOHD SUBHAN PASHA Advocate for the Petitioners and Government Pleader for Stamps and Registration takes notice on respondents, directed issue of notice to the Respondents herein to show cause as to why this WRIT PETITION should not be admitted.

You viz:

1. The Principal Secretary, Department of Revenue (Stamps and Registration) State of Telangana, Secretariat Buildings at BRKR Bhavan, Hyderabad.
2. The Commissioner and Inspector General Registration and Stamps, Hyderabad.
3. The District Collector, Ranga Reddy District.
4. The District Registrar, Ranga Reddy District.
5. The Sub Registrar, Vanasthalipuram, Ranga Reddy District

are directed to show cause on or before 02.01.2025 to which date the case stands posted as to why in the circumstances set out in the petition and the affidavit filed therewith (copy enclosed) this WRIT PETITION should not be admitted.

IA NO: 1 OF 2024

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.5 to receive, register and release the Sale Deed Document No.P120/2018, dated 01.06.2018 presented by the petitioner for registration of the Plot No.24-A and 24-B admeasuring 363sq. yards in Sy.No.201/3 and 201/4 in Ward No.6, block No.5 situated at Saheb Nagar Kalan village, Hayathnagar Revenue Mandal, Ranga Reddy District under GHMC, L.B.Nagar Circle, Hyderabad without reference to Lr.No.JC- 1/Peshi/Sp1/2009, dated 20/02/2009 issued by the Respondent No.3, pending disposal of WP No. 32471 of 2024, on the file of the High Court.

The Court made the following:

ORDER:

Notice before admission.

Learned Government Pleader for Stamps and Registration takes notice on respondents.

Learned counsel for the petitioners submits that this Court while dealing with similar issue in IA No.1 of 2023 in WP No.1418 of 2023, dated 19.01.2023, directed the respondent authorities therein to receive and register the documents presented by the petitioner therein and pray this Court to pass similar order.

Learned Government Pleader for Stamps and Registration appearing for respondents did not dispute the same.

In view of the above and for the reasons alike in the order dated 19.01.2023, there shall be interim direction to respondent authority to process, register and release the subject documents presented by the petitioners, without reference to the refusal order No.50/2018, dated 19.06.2018, subject to petitioners complying with the provisions of the provisions of the Registration Act, 1908 and Indian Stamp Act, 1899. The Registration be carried out after ascertaining the status of land as reflected in the revenue records. The parties are prohibited from proceeding with further conveyance of the property except on obtaining required permission from this Court. It is made clear that the registration shall be subject to the final result of the writ petition.

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

List on 02.01.2025 for counter.

SD/-S.MALLIKARJUNA RAO
ASSISTANT REGISTRAR

//TRUE COPY//


SECTION OFFICER

To,

1. The Principal Secretary, Department of Revenue (Stamps and Registration) State of Telangana, Secretariat Buildings at BRKR Bhavan, Hyderabad.
2. The Commissioner and Inspector General Registration and Stamps, Hyderabad.
3. The District Collector, Ranga Reddy District.
4. The District Registrar, Ranga Reddy District.
5. The Sub Registrar, Vanasthalipuram, Ranga Reddy District
(1 TO 5 by RPAD- along with a copy of petition and Affidavit)
6. One CC to SRI. MOHD SUBHAN PASHA Advocate [OPUC]
7. Two CCs to GP FOR STAMPS AND REGISTRATION, High Court at Hyderabad.
[OUT]
8. One spare copy

HIGH COURT

NVSK, J

DATED:20/11/2024

LIST ON 02.01.2025

NOTICE BEFORE ADMISSION

WP.No.32471 of 2024

INTERIM DIRECTION

