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IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.6528 OF 2026

Rajendra B. Ashar ... Petitioner
V/s.
The District Deputy Registrar & Ors. ... Respondents

Mr. Amrut Joshi i/by Mr. Ankit Ramgopal Tripathi for
the petitioner.

Mrs. Ashwini A. Purav, AGP for respondent Nos.1, 3,
and 4-State.

Mr. Krupa Parekh (through V.C.) with Mr. Manish
Vishwakarma for respondent No.2.

CORAM : AMIT BORKAR, J.

DATED : MAY 8, 2026

PC.:

1. The petitioner has placed on record copy of order dated 10 February 2014 passed by the Competent Stamp Authority in exercise of powers under Section 31 of the Maharashtra Stamp Act, 1958, whereby the petitioner was directed to pay deficit stamp duty as per Sections 4 and 29 charging the instrument in question under Article 25 of the said Act.

2. Once such deficit stamp duty has been recovered, and the names of 12 members stated to have paid deficit stamp duty does not specifically figures petitioner's name, Authorities under the Act were under obligation to adjudicate whether in respect of property of the petitioner deficit stamp duty remained unpaid.

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3. In the absence of such adjudication, the Authorities under the Act could not have directed the petitioner to pay stamp duty, particularly when the order dated 10 February 2014 is produced before the Authority.
4. Hence, until further orders there shall be ad-interim relief in terms of prayer clause (f).
5. Issue notice to the respondents, returnable on **13 July 2026**.

(AMIT BORKAR, J.)