



W.P.No.38728 of 2017 etc. batch

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W.P.Nos.38728, 40157, 40158, 40215, 40255 of 2016; 7827, 10733 and 23060 of 2017

THE HON'BLE CHIEF JUSTICE
AND
P.D.AUDIKESSAVALU,J.

(Order of the court was made by the Hon'ble Chief Justice)

We have heard Mr.V.B.R.Menon, party-in-person appearing in W.P.No.38728 of 2016. We have also heard learned counsels for the other petitioners.

2. The petitioners assail the proviso to sub-section (2) of Section 22-A of the Registration Act, 1908, as amended by the State of Tamil Nadu. The said proviso reads as under:

"Provided that the house sites without such permission may be registered if it is shown that the same house site has been previously registered as house site."

3. Reference is made to Section 47 of the Tamil Nadu Town and Country Planning Act, 1971 by Mr.Menon to submit that the land cannot be developed except in conformity with the development



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plan.
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4. Learned Additional Government Pleader seeks time to take instructions and file an affidavit as to whether even if the house site previously registered is permitted to be registered as per proviso to sub-section (2) of Section 22(A) of the Registration Act, 1908, the permission for development of the said house site would be denied, if the same is not in conformity with the development plan.

5. At the request of learned Additional Government Pleader, adjourned to 04.10.2023.

(S.V.G., C.J.)

(P.D.A., J.)

12.09.2023

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