



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 19-02-2026

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THE HON'BLE MR JUSTICE SENTHILKUMAR RAMAMOORTHY

WP No. 48109 of 2025

R.Krishnamoorthy
S/o.Rajipillai, Sathanur Village, Tindivanam
Taluk, Villupuram District.

..Petitioner(s)

Vs

1. Inspector General Of Registration
Chennai-600 028.
2. Deputy Inspector General Of Registration,
Cuddalore
3. District Registrar (Admin)
Santhiamedu, Gingee Road, Tindivanam,
Villupuram District.
4. Sub Registrar,
Avarapakkam, Santhiamedu, Gingee Road,
Villupuram District.
5. M.Ragupathy,
S/oc.Munusamy, No.12/25, Vigneshwar
Nagar, Maduvankarai, Guindy Chennai-600
032.
6. Manipaul
S/o.Rajipillai, Sathanur Village, Tindivanam
Taluk, Villupuram District.

..Respondent(s)

PRAYER: This writ petition is filed under Article 226 of the Constitution of India praying to issue a writ of Certiorari to call for entire record pertaining to the proceedings dated 26.06.2023 bearing Na.Ka. No.1769/ Aa1/ 2022 of the 3rd respondent and quash the same.



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For Petitioner(s):

Mr.Balaji
for Mr.G.Baskar

For Respondent(s):

Mr.U.Baranidharan,Spl. G.P. for R1 to R4

No appearance for R5 & R6

ORDER

The petitioner challenges the order dated 26.06.2023 issued under Section 77A of the Registration Act, 1908. Upon receipt of notice, the fifth and sixth respondents entered appearance through counsel. Counsel for the fifth and sixth respondents is not present in Court today. Therefore, the matter is proceeded with in their absence.

2. On perusal of the impugned order, it is clear that such order has been issued by exercising power under Section 77A to cancel document No.1283/2003 and 967/2005. The Division Bench of this Court in *M.Kathirvel v. Inspector General of Registration Department of Registration and Others*, 2024 SCC OnLine Mad 6154, held that Section 77A is unconstitutional. In view thereof, the impugned order cannot be sustained and is hereby set aside. The writ petition is allowed on these terms by leaving it open to the fifth and sixth respondents to approach a jurisdictional civil court seeking cancellation of the above mentioned documents. No costs.

19-02-2026Neutral Citation: Yes/No
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To

1. Inspector General Of Registration
Chennai-600 028.

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2. Deputy Inspector General Of Registration,
Cuddalore

3. District Registrar (Admin)
Santhiamedu, Gingee Road,
Tindivanam, Villupuram District.

4. Sub Registrar,
Avarapakkam, Santhiamedu, Gingee Road,
Villupuram District.



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SENTHILKUMAR RAMAMOORTHY, J.

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