

W.P(MD)No.21904 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 08.08.2025

CORAM:

THE HONOURABLE MRS.JUSTICE S.SRIMATHY

W.P(MD)No.21904 of 2025

Rajalakshmi

... Petitioner

vs.

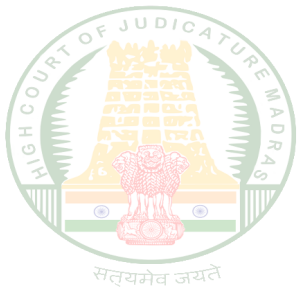
The Joint Sub-Registrar No.2,
Dindigul,
Dindigul District.

... Respondent

PRAAYER : Writ Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Certiorarified Mandamus to call for the records relating to the impugned Refusal Check Slip of the respondent in RFL / The Joint Sub Registrar No.2, Dindigul /79/2025 dt. 17.07.2025 and quash the same and consequently direct the respondent to register the settlement deed dated 17.07.2025 executed by the petitioner in favor of her son Sundara Maruthu within the time fixed by this Court.

For Petitioner : Mr.B.Azhagesh

For Respondent : Mr.S.Saji Bino
Special Government Pleader



W.P(MD)No.21904 of 2025

ORDER

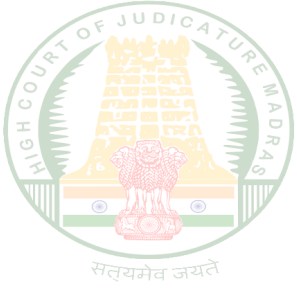
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The present Writ of Certiorarified Mandamus to quash the impugned Refusal Check Slip of the respondent in RFL / The Joint Sub Registrar No.2, Dindigul /79/2025 dt. 17.07.2025 and consequently direct the respondent to register the settlement deed dated 17.07.2025 executed by the petitioner in favor of her son Sundara Maruthu within the time fixed by this Court.

2. Through the impugned order, the respondent has refused to register the settlement deed, citing that the petitioner has inherited the property through an unregistered Will. Further, the petitioner's name is not found in the revenue records, and the petitioner has not taken any steps to mutate the revenue records.

3. It is a settled principle of law that a Will, whether registered or unregistered, is valid. The registration is not mandatory. Therefore, the first objection raised by the respondent reflects non-application of mind.

4. As far as the mutation of revenue records is concerned, the respondent cannot refuse to register the settlement deed merely because the petitioner has not mutated the records. This ground of refusal is also unsustainable.



W.P(MD)No.21904 of 2025

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5. Accordingly, this writ petition is allowed. The impugned Refusal Check Slip dated 17.07.2025 is hereby quashed. The respondent is directed to register the sale deed within a period of four weeks from the date of receipt of a copy of the order. There shall be no order as to costs.

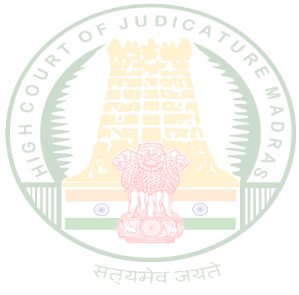
08.08.2025

NCC : Yes / No
Index : Yes / No
Internet : Yes

Ksa

To

The Joint Sub-Registrar No.2,
Dindigul, Dindigul District.



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S.SRIMATHY, J.

Ksa

**ORDER MADE IN
W.P(MD)No.21904 of 2025**

DATED : 08.08.2025