



W.P.(MD) No.1796 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 27.01.2026

CORAM

THE HONOURABLE MR. JUSTICE KRISHNAN RAMASAMY

W.P.(MD)No.1796 of 2026

1.D.Vasantha

2.D.Saranya

... Petitioners

Vs

The Sub-Registrar,
Tharagampatti Sub-Registrar Office,
Karur District.

... Respondent

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned Refusal Check Slip in Refusal Number in RFL / Tharagampatti / 115 / 2025, dated 12.12.2025 issued by the respondent and quash the same as illegal and incompetent and consequently direct the respondent to register the release deed which was presented by the petitioners on 12.12.2025 in favour of the first petitioner's son, D.Shanthakumar, son of Dhanapal, within the time fixed by this Court.

For Petitioners : Mrs.A.Ananthi

For Respondent : Mr.M.Lingadurai,
Special Government Pleader



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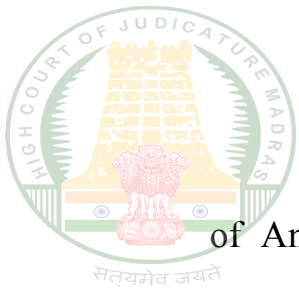
ORDER

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This Writ Petition has been filed challenging the impugned Refusal Check Slip bearing Refusal No.RFL / Tharagampatti / 115 / 2025, dated 12.12.2025, issued by the respondent and consequently seeking a direction to the respondent to register the Release Deed presented by the petitioners on 12.12.2025 in favour of the first petitioner's son, D. Shanthakumar, son of Dhanapal, within a time frame to be fixed by this Court.

2. The learned counsel appearing for the petitioners would submit that the petitioners are the absolute owners of the subject properties. The first and second petitioners are mother and daughter. The petitioners intended to release the subject properties in favour of the son/brother, namely D. Shanthakumar. However, the respondent refused to register the Release Deed on the ground that the properties stood in the names of M. Arunmozhivarman and N.S. Umapathy by virtue of registered sale deeds bearing Document Nos.3495 of 2011 and 3496 of 2011.

3. It is further submitted that one Chandrasekar along with certain legal heirs, fraudulently executed a sale deed dated 14.12.2010 in favour



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of Anjalai, and thereafter, Chandrasekar along with his minor sons executed sale deeds dated 12.01.2012 in favour of N.S. Umapathy and M. Arunmozhivarman under Document No.3495 of 2011. Subsequently, Anjalai executed a registered sale deed under Document No.3496 of 2011 in favour of the same purchasers.

4. The learned counsel would further submit that after a full-fledged enquiry, the Deputy Collector, Kulithalai, by order dated 23.10.2025, rejected the request of M. Arunmozhivarman for cancellation of patta and categorically held that the subject properties belong to the legal heirs of Dhanapal, the husband of the first petitioner. Accordingly, patta was mutated in Patta No.3619 in favour of the first petitioner D. Vasantha, second petitioner Saranya, and the petitioners' son D. Shanthakumar under proceedings in T.R.No.2022/0103/14/199614TR. The petitioners are in continuous possession and enjoyment of the properties.

5. The petitioners thereafter presented the Release Deed in respect of the properties comprised in Survey Nos.640/1 and 640/3, measuring an extent of 5 Acres 29.82 Cents and 4 Acres 92.77 Cents respectively, in



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favour of D. Shanthakumar on 12.12.2025. However, the respondent, without considering the findings of the Deputy Collector, issued the impugned Refusal Check Slip solely on the basis of the earlier sale deeds of the year 2012.

6. The learned Special Government Pleader appearing for the respondent would submit that since the properties were earlier encumbered under the sale deeds of the years 2010 and 2012, the respondent refused registration, placing reliance on the order of the Deputy Collector dated 23.10.2025.

7. This Court has carefully considered the submissions made on either side and perused the materials on record.

8. It is evident that the Deputy Collector, after a detailed enquiry, has categorically held that the sale deeds executed by Chandrasekar and Anjalai were fraudulent and consequently rejected the request for patta mutation sought by M. Arunmozhivarman. As on date, patta stands validly in the names of the petitioners and their son, and the petitioners are in lawful possession and enjoyment of the properties.



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8. When the competent revenue authority has already declared the earlier sale deeds to be fraudulent and the patta stands in favour of the petitioners, the respondent has no justification to refuse registration of the Release Deed by merely referring to those invalid documents. Such refusal is contrary to law and unsustainable.

9. In view of the above, this Court finds no legal impediment for registration of the Release Deed presented by the petitioners.

10. Accordingly, the impugned Refusal Check Slip bearing Refusal No. RFL / Tharagampatti / 115 / 2025, dated 12.12.2025, is set aside. The petitioners are directed to re-present the Release Deed dated 12.12.2025 before the respondent, and upon such re-presentation, the respondent is directed to register the same forthwith, if it is otherwise in order.

11. Accordingly, this Writ Petition stands allowed. No costs.



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12. Registry is directed to post the matter “for reporting compliance” on **16.02.2026**.

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Index : Yes/No
Internet: Yes/No
Neutral Citation: Yes/No
TSG
To
The Sub-Registrar,
Tharagampatti Sub-Registrar Office,
Karur District.



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KRISHNAN RAMASAMY, J.

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