



IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.(C) No.20315 of 2026

Priyabrata Das

....

Petitioner

Mr. A.K. Chhatoi, Advocate

-versus-

***Inspector General of Registration
(IGR), Cuttack & others***

....

Opp. Parties

Mr. S.K. Jee, AGA

CORAM:

THE HON'BLE MR. JUSTICE CHITTARANJAN DASH

ORDER

09.07.2026

Order No.

01. 1. Heard learned counsel for the Parties.
2. By means of this application, the Petitioner seeks a direction to the Opposite Party No.2 i.e. Sub-Registrar, Muribahal to register the sale deed of the Petitioner dated 03.01.2025 waiving out the conditions imposed under Section 8(2)(a) of Hindu Minority and Guardianship Act, 1956 to secure the ends of justice.
3. Section 8(2)(a) of Hindu Minority and Guardianship Act, 1956 is a provision that applies to minor, which reads as follows:-
- “8. Powers of natural guardian.—***
(2) The natural guardian shall not, without the previous permission of the court,
(a) mortgage or charge, or transfer by sale, gift, exchange or otherwise, any part of the immovable property of the minor;
... ”
4. In view of the above, no sale deed can be subject of registration without the leave of the court. Accordingly, the very initiation of the effort made by the Petitioner in presenting the sale



deed for registration itself is premature. The learned counsel for the Petitioner also agrees with the position of law and seeks to resort to the forum for obtaining appropriate leave under the law.

5. With the above observation, the application stands disposed of.

(Chittaranjan Dash)
Judge

Bijay