

**IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH
AT HYDERABAD**

TUESDAY, THE EIGHTEENTH DAY OF FEBRUARY,
TWO THOUSAND AND FOURTEEN

:PRESENT:

THE HON'BLE SRI JUSTICE: P. NAVEEN RAO

WP .NO:4630 of 2014

Between:

-
- 1 S. Mohammed Aijaz, S/o. S. Mohammed Iqbal,
 - 2 S. Maryam Bibi, W/o. S. Mohammed Aijaz,
- Petitioners

AND

- 1 The State of Andhra Pradesh, Rep. by its Principal Secretary,
Revenue Department, Secretariat, Hyderabad.
 - 2 The District Registrar, Hyderabad District, at Hyderabad.
 - 3 The Sub Registrar, Marredpally, Hyderabad District.
-Respondents

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the affidavit filed herein, the High Court may be pleased to issue an order or direction more particularly one in the nature of Writ of Mandamus declaring the action of the 3rd respondent in not receiving the Sale Deed to be presented by M.V. Diwakar Reddy represented by this GPA holder P. Chander Rao S/o. Late Bashaiah in favour of the petitioners in respect of the property on Plot Bearing NO.79, in Sy.No.74/7, admeasuring 333.3 Sq. Yards, situated at Dhanalakshmi cooperative Housing Society Ltd., Mahendra Hills, East Marredpally, Secunderabad as illegal, arbitrary and contrary to the provisions of Registration Act and Consequently direct the 3rd respondent to receive the above document for the purpose of registration and release the same after completion of the registration.

The petition coming on for hearing, upon perusing the Petition and the affidavit filed herein, and upon hearing the arguments of Sri M. Damodar Reddy, Advocate for the Petitioners, and of GP for Revenue (Telangana Area) for the Respondents, the Court made the following.

ORDER:

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Both Sri M. Damodar Reddy, learned counsel for the petitioners and the learned Government Pleader for Revenue (Telangana Area) would agree that, in similar circumstances, this Court had passed an interim order in WPMP. No. 23007 of 2013 in W.P. No. 18829 of 2013 dated 02-07-2013.

In the light of the interim direction granted by this Court in similar matters, there shall be a direction to respondents 2 and 3 to receive and register the document presented by the

petitioners in respect of Plot No. 79 in Survey No. 74/7 admeasuring 333.3 square yards situated at Dhanalakshmi Cooperative Housing Society Limited, Mahendra Hills, East Marredpally, Secunderabad in the event the document fulfils the requirements of law, without reference to the claim of the Government that it is Government land. The registration shall however be subject to the result of this Writ Petition.

ASSISTANT REGISTRAR

//TRUE COPY//

For ASSISTANT REGISTRAR

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To

1. The Principal Secretary, Revenue Department, State of A.P., Secretariat, Hyderabad.
2. The District Registrar, Hyderabad District, at Hyderabad.
3. The Sub Registrar, Marredpally, Hyderabad District
(Addressee Nos 1 to 3 BY RPAD)
4. Two CCs to GP for Revenue (Telangana Area), High Court of A.P., Hyderabad
- 4 One CC to Sri M. Damodar Reddy, Advocate (OPUC)
- 5 One spare copy

Skm

HIGH COURT

PNR,J

Drafted by; skm
Drafted on: 18-02-2014

DATE: 18-02-2014

ORDER

WP. NO. 4630 of 2014

DIRECTION