

CIRCULAR

ENFORCEMENT OF RIGHTS AGAINST MORTGAGOR

Section 55a of the Law of Property Act, 1936 as amended, provides that, under certain conditions, a right of sale or foreclosure in respect of mortgaged land, a right to enter into possession of mortgaged land or a right to appoint a receiver in respect of mortgaged land shall not be enforceable by the Mortgagee against the Mortgagor by action or otherwise.

In future, every Transfer by Mortgagee exercising power of sale; Application for foreclosure order or Lease by Mortgagee pursuant to Section 137 of the Real Property Act lodged for registration must bear the following certificate, signed by the certifying party:-

"I certify that the provisions of Section 55a of the Law of Property Act, 1936 as amended have been complied with"



REGISTRAR-GENERAL.