



W.P.(MD)No.21427 of 2023

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED : 26.09.2023

CORAM:

THE HONOURABLE MR.JUSTICE B.PUGALENDHI

W.P.(MD)No.21427 of 2023

Kanagavalli

... Petitioner

versus

1. The Registrar of Co-operative Societies,
170, Periyar EVR Salai,
Kilpauk,
Chennai – 600 010.
2. The Joint Registrar of Co-operative
Societies,
Palanganatham,
Madurai.
3. The Deputy Registrar of Co-operative
Societies,
Palanganatham,
Madurai.
4. The District Collector,
Madurai District,
Madurai.



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5. The Secretary,
A2982, Pallapatty Primary Agricultural
Co-operative Credit Society,
Pallapatty,
Kottampatty, Melur Taluk,
Madurai District.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India, seeking for the issuance of Writ of Mandamus, to direct the respondents 1 to 3 to hand over 8 numbers of gold jewels weighing 215.400 grams mortgaged to the 5th respondent Society on 02.06.2016 and also direct the respondents 1 to 3 to pay Rs.7,20,000/- and Rs. 3,20,000/- with interest to the petitioner which was deposited with the 5th respondent Society on 02.06.2016 by the husband of the petitioner and direct the respondents 1 to 3 to take appropriate action on the 5th respondent based on the petitioner's representations dated 28.03.2022 and 21.09.2022.

For Petitioner : Mr.T.M.Madasamy

For Respondents : Ms.D.Farjana Ghoushia,
Special Government Pleader

ORDER

The petitioner has submitted representations dated 28.03.2022 and 21.09.2022 to the 5th respondent requesting him to return the jewels



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and the amount deposited by her husband.

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2. The learned Special Government Pleader appearing for the respondents submits that on verification of records, the 5th respondent found that neither any amount nor any jewels were pledged in the name of the petitioner's husband.

3. However, the learned counsel appearing for the petitioner claims that the petitioner is having documents to substantiate that her husband has pledged some jewels and deposited some amount with the 5th respondent Society.

4. Considering the said submissions, this Court directs the petitioner to submit a fresh representation before the second respondent/the Joint Registrar of Co-operative Societies, Palanganatham, Madurai, along with the documents referred to by her, within a period of one week from the date of receipt of a copy of this



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order. On receipt of such representation, the second respondent/the Joint Registrar of Co-operative Societies, by considering the documents placed by the petitioner, shall conduct an independent enquiry and pass orders within a period of 12 weeks from thereon.

5. With the above direction, this writ petition is disposed of. No costs.

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

To

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Kilpauk,
Chennai – 600 010.

2. The Joint Registrar of Co-operative
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3. The Deputy Registrar of Co-operative Societies,

Palanganatham,
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4. The District Collector,
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5. The Secretary,
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Co-operative Credit Society,
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B.PUGALENDHI, J.

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