



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-06-2026

CORAM

THE HON'BLE MR.JUSTICE K. SURENDER

WP No. 11200 of 2023

and

WMP Nos.29328 & 20376 of 2023

Palani
S/o.Kamalesan,
D.No.3/264, Thellanahalli,Thindal Post,
Karimangalam Taluk, Dharmapuri District.

..Petitioner

Vs

1. The Principal Secretary,
Department of Co-operation,
Food and Consumer Protection, Secretariat,
Chennai-600 009.
2. Registrar of Co - operative Societies,
No.170, N.V.Natrajan Maligai,
Poonamalli High Road, Kilpauk,
Chennai- 600 010.
3. The Joint Registrar of Co- operative Societies
Collector office, Dharmapuri.
4. The Secretary, K.K.1
Bandharahalli Primary Agriculture
Co- operative Credit Society, Bandharahalli,
Karmangalam Taluk, Dharmapuri District.

..Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of Writ of Certiorarified Mandamus, calling for the entire records relating to the impugned order bearing Na.Ka. No.1999 / 2021 Ma.Va. (1409) dated 31.05.2022 passed by the 3rd respondent and quash the same as illegal, arbitrary, in- Operative in law and further directing to the 3rd respondent to discharge petitioner's loan bearing Account No. 00350 Dated. 29.06.2020 for the loan amount of Rs.1,05,000 /- as per the GO.No. Ms.97 Co- operative, Food and Consumer Department dated 01.11.2021.



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For Petitioner : Mr. M. Ravi

For Respondents : Mr. R. Chakkaravarthy,
Government Advocate

ORDER

The Petitioner has filed the present Writ Petition seeking a direction to the respondents to extend the benefit of G.O.Ms.No.97 (Co-operative Society, Food and Consumer Safety Department (CCI) dated 01.11.2021, and consequently, waive the loan availed by the petitioner for pledging gold.

2. It is not in dispute that the petitioner had obtained a jewel loan from the respondent- Society by pledging gold jewels. The receipt dated 29.06.2020 issued by the respondent - Society clearly shows that weight of the pledged gold jewels was 40 grams.

3. Now, the petitioner seeks waiver of the said loan by claiming the benefit of G.O.Ms.No.97 dated 01.11.2021.

4. A counter affidavit has been filed by the third respondent - Society stating that the petitioner had obtained a jewel loan by pledging jewels weighing 40 grams and 300 milligrams, as such, the benefit of the said G.O.Ms.97 is not applicable to the petitioner.



5. Having issued a receipt dated 29.06.2020 stating that the weight of the pledged gold was 40 grams. Now, the respondents cannot turn round and contend that the weight of the gold jewels was 40 grams and 300 milligrams.

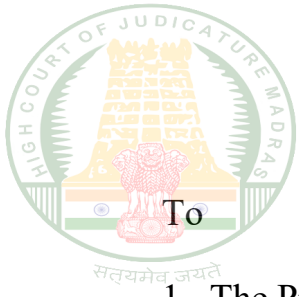
6. In view of the present circumstances of the case, this Court is of the view that the benefit of the said G.O.Ms.No.97 has to be extended to the petitioner.

7. Accordingly, the impugned order bearing Na.Ka. No.1999 / 2021 Ma.Va. (1409) dated 31.05.2022 passed by the 3rd respondent is set aside and the respondents are directed to extend the benefit of G.O.Ms.No.97 (Co-operative Society, Food and Consumer Safety Department (CCI) dated 01.11.2021, to the petitioner.

8. With the above direction, the Writ Petition stands allowed. No costs. Consequently, the connected miscellaneous petitions are also closed.

17-06-2026

klt



To

1. The Principal Secretary,
Department of co- Operation, food and Consumer Protection,
Secretariat, Chennai-600 009.
2. The Registrar of Co- Operative Societies,
No.170, N.V.Natrajan Maligai,
Poonamalli High Road, Kilpauk, Chennai- 600 010.
3. The Joint Registrar of Co- Operative Societies,
Collector office, Dharmapuri.
4. The Secretary, K.K.1,
Bandharahalli Primary Agriculture Co- Operative Credit Society,
Bandharahalli, Karmangalam Taluk, Dharmapuri District.



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K.SURENDER, J.

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