



WEB COPY

WP No. 27934 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17-07-2026

CORAM

THE HON'BLE MR.JUSTICE K. SURENDER

WP No. 27934 of 2026

and

W.M.P.Nos.30603 and 30604 of 2026

--

S.Saritha
W/o R.Sambasivam,
R.Gobinathampatty Village,
Morappur Via,
Harur Taluk,
Dharmapuri District.

..Petitioner

Vs.

1. The Registrar of Cooperative Societies
Head Office,
No.170, N V Natarajan Maligai,
Poonamallee High Road,
Kilpauk, Chennai-600 010
2. The Deputy Registrar of Cooperative Societies
Dharmapuri circle,
Dharmapuri.
3. D.D.94, Morappur Panchayat Union School
Teachers' Co-operative Thrift
and Credit Society,
Rep. by its secretary,
Morappur post,
Harur Taluk, Dharmapuri District.
4. The Sub Registrar/Sales Officer,
D.D.94, Morappur Panchayat Union School
Teachers, Co-operative Thrift and Credit
Society,
Morappur,
Harur Taluk, Dharmapuri District.



5. The Sub Registrar
Morappur Sub Registrar office,
Morappur,
Dharmapuri District.

..Respondent(s)

Writ Petition filed under Article 226 of the Constitution of India, praying for issuance of a Writ of Declaration, declaring that impugned attachment of the petitioner's property, vide its proceedings dated 13.02.2026 made in Ni.Ma.02/2021-2022/ VA and its consequential auction notice dated 17.06.2026 issued by the 4th respondent and if any other orders thereto under the provisions of the Tamil Nadu Co-operative Societies Act and its Rules as illegal, arbitrary, without jurisdiction and against the judgment of the Division Bench of this High Court dated 11.12.2018 made in W.A(MD) No.1511 of 2018 and consequently direct the respondents to raise the order of attachment of the petitioner's Agriculture Properties in S.Nos.224/1B (old S.No.224) and 222/3B1A (222/3B1) to an extent of 3.24 Acres situated at R.Gopinathampatty Revenue Village, Harur Taluk and Dharmapuri District.

For Petitioner : M/s.M.R.Jothimanikan

For Respondents : Mr.P.V.Balasubramanian,
Addl. Advocate General,
assisted by Mr.R.Chakkaravarthy, Govt. Counsel



ORDER

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The petitioner has filed the present Writ Petition praying for issuance of a Writ of Declaration, declaring that impugned attachment of the petitioner's property, vide its proceedings dated 13.02.2026 made in Ni.Ma.02/2021-2022/VA and its consequential auction notice dated 17.06.2026 issued by the 4th respondent and if any other orders thereto under the provisions of the Tamil Nadu Co-operative Societies Act and its Rules as illegal, arbitrary, without jurisdiction and against the judgment of the Division Bench of this High Court dated 11.12.2018 made in W.A(MD) No.1511 of 2018 and consequently direct the respondents to raise the order of attachment of the petitioner's Agriculture Properties in S.Nos.224/1B (old S.No.224) and 222/3B1A (222/3B1) to an extent of 3.24 Acres situated at R.Gopinathampatty Revenue Village, Harur Taluk and Dharmapuri District.

2. Learned counsel for the petitioner submitted that the petitioner's husband is the President of the Society. Surcharge order was passed against her husband on the ground that he was involved in misappropriation of funds. Pursuant to the surcharge proceedings, the petitioner's husband approached the Principal District Court, Dharmapuri and filed C.M.A.No.4 of 2026, which is pending for adjudication.

3. In the meanwhile, during the pendency of the said C.M.A., auction notice was issued by the Registrar of the Society, seeking to auction the



property of the petitioner, which was transferred by her husband in the year 2017. The said property is the family property, which stood in the name of the husband of the petitioner and the said property was transferred in the year 2017.

4. It is admitted that the check-period of the alleged misappropriation, in the years 2013-2018. During the said period, the property was transferred in the name of the petitioner.

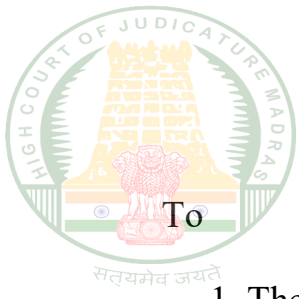
5. In the above said facts and circumstances, this Court is not inclined to interfere with the auction notice, dated 17.06.2026.

6. However the option is left out for the petitioner to approach any Court/forum having jurisdiction in the matter, to ventilate her grievance, in the manner known to law.

7. With the above observations, this Writ Petition is dismissed. There shall be no order as to costs. Consequently, the Miscellaneous Petitions are closed.

(K.SURENDER, J)
17-07-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
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To

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K.SURENDER, J

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**WP No. 27934 of 2026
and connected Miscellaneous Petitions**

17-07-2026