

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

MONDAY, THE 5TH DAY OF JANUARY 2015/15TH POUSHA, 1936

WP(C).No. 1 of 2015 (A)

PETITIONER:

AKSHAYA SGSY VANITHA SWAYAM SAHAYA SANGHAM,
(REG.NO.T 2825), MANJARAMOOLA, RAZALPURAM POST,
NEMOM, THIRUVANANTHAPURAM,
REPRESENTED BY ITS PRESIDENT SMT.SARASWATHY

BY ADVS.SRI.T.M.RAMAN KARTHA
SMT.O.A.NURIYA
SMT.SYAMA MOHAN

RESPONDENTS:

1. STATE CO-OPERATIVE CHIEF ELECTION COMMISSIONER
THIRUVANANTHAPURAM 695 001.
2. DEPUTY DIRECTOR OF DIARY DEVELOPMENT
DISTRICT OFFICE, PATTOM, THIRUVANANTHAPURAM 695 001.
3. DIARY EXTENSION OFFICER
NEMOM - 695 020
4. MARANALLOOR KSHEERA VYAVASAYA SASHAKARANA SANGHAM
LTD NO. 3994
MARANALLOOR, KOOVALASSERY POST,
THIRUVANANTHAPURAM 695 024.
REPRESENTED BY ITS SECRETARY.

R BY GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
05-01-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

- EXHIBIT P1 COPY OF THE CERTIFICATE OF REGISTRATION OF THE PETITIONER
 SOCIETY NO. T 2825 DATED 20/10/2004
- EXHIBIT P2 COPY OF THE SHARE CERTIFICATE OF PETITIONER SOCIETY DATED
 29/7/2005
- EXHIBIT P3 COPY OF THE BYE LAWS OF THE 4TH RESPONDENT WITH AMENDMENT
 DATED 8/5/2014
- EXHIBIT P4 COPY OF THE RESOLUTION DATED 28/12/2014 ADOPTED BY THE
 PETITIONER SOCIETY
- EXHIBIT P5 COPY OF THE ELECTION NOTIFICATION DATED 14/11/2014
 PUBLISHED BY THE 1ST RESPONDENT IN THE MATHRUBHUMI DAILY
 DATED 27/11/2014
- EXHIBIT P6 COPY OF THE REPRESENTATION OF THE PETITIONER DATED
 22/12/2014 SUBMITTED TO THE ERSPONDENTS 1 TO 3

RESPONDENT(S)' EXHIBITS : NIL.

//TRUE COPY//

P.S. TO JUDGE.

V.CHITAMBARESH, J.

W.P (C) No.1 of 2015

Dated this the 5th day of January, 2015

J U D G M E N T

Ext.P5 election notification is challenged on the ground that it offends Ext.P3 bye-laws. It is conceded that the election to the fourth respondent Society has already taken place. The remedy therefore of the petitioner is to invoke Section 69 of the Kerala Co-operative Societies Act.

2. The dispute if any raised by the petitioner shall be dealt with by the Co-operative Arbitration Court expeditiously. Every endeavour shall be made to take the proceedings to a logical end within a period of four months.

The writ Petition is disposed of.

Sd/-
V.CHITAMBARESH,
Judge.

nj.