

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 08.04.2015

CORAM

THE HONOURABLE MR. JUSTICE D.HARIPARANTHAMAN

W.P.No.10077 OF 2015 &
M.P.No.1 of 2015

1. N.Murugesan

... PETITIONER

Vs

1. The Director of Handlooms and
Textiles Kuralagam
Second Floor, Chennai-108

2. The Joint Director of Handlooms &
Textiles/Managing Director
The Krishnagiri District Coop. Spinning Mills Ltd.
Uthangarai, Krishnagiri District.

... RESPONDENTS

Writ petition is filed under Article 226 of the Constitution of India praying for a writ of certiorarified mandamus to call for entire records in connection with the impugned order of the 2nd respondent proceeding Na.Ka.No.14/ E-73/99 and dated 13.3.2015 and quash the same as illegal and unconstitutional and direct the respondents to disburse the wages back wages and benefits of the petitioner.

For Petitioner : Mr.S.Sithiraj Anandam

For Respondents : Mr.D.Venkatachalam
Government Advocate

O R D E R

With the consent of the learned counsel appearing on either side, the Writ Petition is taken up for final disposal at the admission stage itself.

2.The petitioner is aggrieved over the order dated 13.03.2015, passed by the second respondent Co-operative Spinning Mill, refusing to regularise the services of the leave period.

3.Admittedly, the second respondent is a Co-operative Society and in the light of the larger Bench Judgment of this Court in

[K.Marappan Vs. The Deputy Registrar of Co-operative Societies (Namakkal)] (2006) (4) CTC 689, the Writ Petition cannot be maintained against Co-operative Societies.

4. Accordingly the writ petition stands dismissed. However, the dismissal of the writ petition will not preclude the petitioner from approaching the appropriate authorities under section 153 of the Co-operative societies Act. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-
Assistant Registrar(CO)

//True Copy//

Sub Assistant Registrar

rpa

To

1. The Director of Handlooms and Textiles Kuralagam
Second Floor, Chennai-108
2. The Joint Director of Handlooms & Textiles/Managing Director
The Krishnagiri District Coop. Spinning Mills Ltd.
Uthangarai, Krishnagiri District.

+1cc to M/s.D.Venkatachalam, Advocate, S.R.No.19538
+1cc to M/s.S.Sithirai Anandam, Advocate, S.R.No.19363
+1cc to the Government Pleader, S.R.No.19681

सत्यमेव जयते

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and
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RSK(CO)
CA(16/04/2015)

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