

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED 03.11.2015

CORAM

THE HONOURABLE MR. JUSTICE T.S.SIVAGNANAM

W.P. No.20702 of 2015

and

M.P.No.1 of 2015

O.S.58, Semmanarkoil Block Teachers
Cooperative Thrift and Credit Society Ltd.,
Rep by its President, L.Karthikeyan [PETITIONER]

Vs

The Deputy Registrar of Cooperative Societies
Myladuthurai Circle, Myladuthurai,
Nagapattinam [RESPONDENT]

PRAYER : Petition filed Under Article 226 of the Constitution of India praying to issue Writ of certiorarified mandamus to call for the entire records relating to the impugned order passed by the respondent in her proceedings Na.Ka. 1291/2015 Va.Th. dated 30.06.2015 and quash the same consequently direct the respondent to furnish the copy of the Inspection report made Under Section.82 of Tamil Nadu Cooperative Societies Act to the petitioner.

For Petitioner : Mr.C.Prakasam
For Respondent : Mr.R.Bala Ramesh,
Additional Government Pleader

सत्यमेव जयते
O R D E R

By consent of the learned counsel on either side, the writ petition is taken up for final disposal.

2.Heard Mr.C.Prakasam, learned Counsel appearing for the petitioner, Mr.R.Bala Ramesh, learned Additional Government Pleader, appearing for the respondent.

3. The petitioner has challenged the show cause notice issued under Section 82 of the Tamilnadu Co-operative Societies Act. The primary ground of challenge was to the basis of show cause notice, viz. the report of the enquiry conducted under Section 82 of the Act was not furnished.

4. The learned Additional Government Pleader submits that the copy of the report has been furnished to the petitioner and has also produced the acknowledgment card.

5.Hence, a direction is issued to the petitioner to submit all his objections to the impugned notice issued under Section 87 of the Act and after receipt of the objections, the respondent shall conduct an enquiry into the matter and afford an opportunity for personal hearing to the petitioner and take final decision.

The Writ Petition is disposed of on the above terms. No costs. Consequently, connected miscellaneous petition is closed.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

srn/rpa
To

The Deputy Registrar of Cooperative Societies
Myladuthurai Circle, Myladuthurai,
Nagapattinam

+1 cc to Mr.C.Prakasam Advocate sr.60675
+1 cc to the Government Pleader sr.60696

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