



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.11.2015

CORAM:

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THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU
W.P.(MD)No.20674 of 2015
and
M.P.(MD) .No.1 of 2015

C.N.Alagarsamy

... Petitioner

Vs.

1.The Director of Fisheries,
Office of Fishers Department,
Thenampet, Chennai -6.

2.The Deputy Director of Fisheries,
Ramanathapuram District (Zone),
Ramanathapuram.

3.The Assistant Director of Fisheries,
Rameswaram (Kadal Valam),
Ramanathapuram District.

4.The Branch Manager,
RDCC Bank,
Rameswaram,
Ramanathapuram.

5.The President,
R.M.M.100, Fisher's Folk Co-operative Society,
Railway North,
Rameswaram, Ramanathapuram.

... Respondents

PRAYER: Writ Petition is filed under Article 226 of the Constitution of India for the issuance of a Writ of Mandamus, to direct the 3rd respondent herein to implement the order passed by the first respondent herein in Na.Ka.No.6505/d1/2014, dated 18.12.2014 regarding to cancel the registration of the fisher's folk Co-operative society No.RMM 100 which is 5th respondent herein, which was created by bogus members and without following the rules and regulations Governed by the Section 137 (2) (a) of Tamil Nadu Society Registration Act, 1983 based on the petitioner's representation dated 31.07.2015 and 26.09.2015 respectively.

For Petitioner : Mr.D.Balamurugapandi

For R1 to R3 : Mr.M.Murugan
Government Advocate

For R5 : Mr.N.S.Karthikeyan,
Additional Government Pleader

For R4 : Given up (an endorsement has been made)



O R D E R

The learned counsel appearing for the petitioner seeks permission of this Court to delete the fourth respondent as the prayer sought for in this writ petition has got nothing to with such respondent. Such permission is granted.

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2. Mr.N.S.Karthikeyan, learned Additional Government Pleader takes notice for the fifth respondent, Mr.M.Murugan, learned Government Advocate takes notice for R1 to R3.

3. The grievance of the petitioner is that the third respondent has not implemented the order passed by the first respondent, dated 18.10.2014, whereby the first respondent is directed the third respondent to enquire into the matter.

4. Mr.N.S.Karthikeyan, learned Additional Government Pleader appearing for the fifth respondent submitted that in pursuant to the order passed by the first respondent, already the third respondent has conducted enquiry and only final order has to be passed.

5. Considering the submissions of the learned Additional Government Pleader and without going into the merits of the matter, I only direct the third respondent to pass orders, on the subject matter in dispute on merits and in accordance with law, within a period of eight weeks from the date of receipt of a copy of this order. No Costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CO)

/True Copy/

Sub Assistant Registrar

To

1. The Director of Fisheries,
Office of Fishers Department,
Thenampet, Chennai -6.
- 2.The Deputy Director of Fisheries,
Ramanathapuram District (Zone), Ramanathapuram.
- 3.The Assistant Director of Fisheries,
Rameswaram (Kadal Valam), Ramanathapuram District.
- 4.The Branch Manager,
RDCC Bank, Rameswaram, Ramanathapuram.
- 5.The President,
R.M.M.100, Fisher's Folk Co-operative Society,
Railway North, Rameswaram, Ramanathapuram.

+1cc to Mr.D.Balamurugapandi, Advocate SR.No.66838

+1cc to The Special Government Pleader, Madurai. SR.No.66798

W.P. (MD) No.20674 of 2015
and

M.P (MD) .No.1 of 2015
23.11.2015