

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:01.07.2016

CORAM

The Honourable MR. JUSTICE N.KIRUBAKARAN

W.P.No.14132 of 2014

and M.P.Nos.1 & 2 of 2014

K.SUGAVANESWARAN

[PETITIONER]

Vs

- 1 THE DISTRICT REGISTRAR
COOPERATIVE SOCIETIES SALEM CIRCLE SALEM
- 2 THE DEPUTY REGISTRAR
COOPERATIVE SOCIETIES SALEM CIRCLE SALEM
- 3 S 1315 KARICHIPATTY PRIMARY
AGRICULTURAL COOPERATIVE CREDIT SOCIETY
REP BY ITS PRESIDENT MURUNGAPATTY SALEM 636 307

[RESPONDENTS]

Writ Petition filed under Article 226 of the Constitution of India praying for the issuance of a writ of certiorari calling for the records relating to the impugned auction notice dated 25.04.2014 issued by the 2nd respondent and quash the same.

For Petitioner : Mr.J.Sudhakaran
For Respondents : Mr.R.Bala Ramesh,
Additional Government Pleader (CO-OP)

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ORDER

Mr.R.Bala Ramesh, learned Additional Government Pleader takes notice for the respondents.

2. When the matter is taken up for hearing, it is represented by Mr.J.Sudhakaran, learned counsel for the petitioner and Mr.R.Bala Ramesh, learned Additional Government Pleader for the respondents that the money due to the 3rd

respondent payable by the petitioner was already paid by the third parties.

3. In view of the payment of money due by the petitioner to the 3rd respondent by the third parties, the auction cannot be proceeded with against the petitioner and all the proceedings against the petitioner are liable to be set aside.

4. In view of the above, recording the above submissions of the learned counsel on either side, the auction notice dated 25.04.2014 issued by the 2nd respondent is set aside. It is made clear that all the proceedings initiated against the petitioner are set aside. The writ petition is ordered on the above terms. No costs. Connected miscellaneous petitions are closed.

-s/d-

Assistant Registrar

True Copy

Sub-Assistant Registrar

To

- 1 THE DISTRICT REGISTRAR
COOPERATIVE SOCIETIES SALEM CIRCLE SALEM
- 2 THE DEPUTY REGISTRAR
COOPERATIVE SOCIETIES SALEM CIRCLE SALEM
- 3 S 1315 KARICHIPATTY PRIMARY
AGRICULTURAL COOPERATIVE CREDIT SOCIETY
REP BY ITS PRESIDENT MURUGAPATTY SALEM 636 307

+1 cc to M/s.J.Sudhakaran Advocate sr.37675

+1 cc to Government Pleader sr.37444

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