

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 01.07.2016

CORAM

THE HONOURABLE MR.JUSTICE B.RAJENDRAN

Writ Petition No.22819 of 2016

V.Govindasamy

.. Petitioner

Vs.

1. The Joint Registrar of Coop. Societies,
Villupuram Region, Villupuram,
Villupuram District.

2. The President,
C.L.SPL.167, Eraiyur Primary Agricultural
Coop. Credit Society,
Eraiyur Post, Vanur Taluk,
Villupuram District.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the
Constitution of India, praying for a writ of mandamus,
directing the respondents to disburse the balance retirement
benefits to the tune of Rs.1 86 911/- together with interest
from 01.11.2008.

For Petitioner : Mr.C.Prakasam

For Respondents: Mr.L.P.Shanmugasundaram
Spl. Government Pleader (Co-op.)

O R D E R

By consent, the Writ Petition itself is taken up for
final hearing.

2.This Writ Petition has been filed by the petitioner
seeking a direction to the respondents to disburse him, the
balance retirement benefits to the tune of Rs.1,86,911/-
together with interest from 01.11.2008.

3.Heard the learned counsel for the petitioner as well as
the learned Special Government Pleader appearing on behalf of
the respondents.

4.The petitioner was appointed as Secretary in the second
respondent Society on 01.08.1981 and retired from service on
31.10.2008. At the time of his retirement, the second
respondent had deducted a sum of Rs.1,45,448/- from his
retirement benefits and recovered Rs.41,463/- towards excess

payment that too without any notice. In view of the same, he filed revision petition before the first respondent but he returned the same and asked to make representation to the second respondent. In spite of several representations made by the petitioner to return back the said deducted amount of Rs.1,86,911/- together with interest, there was no response. Hence, the petitioner has come forward with the present writ petition.

5.The learned Special Government Pleader for the respondents submitted that eligible amount has already been paid to the petitioner.

6.Considering the submissions made on either side, the second respondent is directed to consider the petitioner's representation dated 08.03.2016 and pass appropriate orders in accordance with law, within a period of three months from the date of receipt of a copy of the order.

7.With the above direction, this Writ Petition is disposed of. No costs.

Sd/-
Assistant Registrar(CS VII)

//True Copy//

Sub Assistant Registrar

DP
To

1. The Joint Registrar of Coop. Societies,
Villupuram Region, Villupuram,
Villupuram District.
2. The President,
C.L.SPL.167, Eraiyur Primary Agricultural
Coop. Credit Society,
Eraiyur Post, Vanur Taluk,
Villupuram District.

+1cc to Mr.L.P.Shanmugasundaram, Advocate, S.R.No.37006
+1cc to Mr.C. Prakasam, Advocate, S.R.No.37330
+1cc to the Government Pleader, S.R.No.37436

AD(CO)
EU(26/07/2016)