

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.07.2016

CORAM

THE HONOURABLE MR.JUSTICE M.SATHYANARAYANAN

W.P.No.26267/2016 & WMP.No.22521/2016

K.Elumalai

.. Petitioner

Versus

1.The Deputy Registrar
[Cooperative Societies]
Suo Motto Surcharge Proceedings
Officer, Cheyyar, Thiruvannamalai District.

2.S.Jayashankar
S/o.Shanmugam
Secretary [under suspension]
Vinnamangalam Primary Agriculture
Coop. Credit Society, 1/29,
Perumal Koil Street, Kunnathur Village
Arani Taluk, Thiruvannamalai District.

3.Thiru S.Sekar
S/o.Subramani
Vinnamangalam Primary Agriculture
Coop. Credit Society, 1/29,
Perumal Koil Street, Kunnathur Village
Arani Taluk,
Thiruvannamalai District.

.. Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India, seeking for a writ of certiorarified mandamus calling for the records of the 1st respondent pertaining to surcharge proceedings 6/2015-16 dated 28.12.2015 and quash the same and forbearing the 1st respondent from initiating any action against this petitioner.

For Petitioner : Mr.T.Vijayan

For Respondent No.1 : Mr.R.Bala Ramesh, AGP [Coop.]

ORDER

The learned counsel for the petitioner, after some arguments seeks permission of this Court to withdraw this writ petition and to pursue the appeal remedy u/s.152 of the Tamil Nadu Cooperative Societies Act, 1983 and also made an endorsement in the writ petition to that effect.

2 In view of the above, the writ petition is dismissed as withdrawn. Liberty sought for by the petitioner is granted. No costs. Consequently, the connected miscellaneous petition is also dismissed.

3 The Registry is directed to hand over the original of the impugned order to the learned counsel for the petitioner after getting necessary and proper acknowledgment.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

AP
To

The Deputy Registrar
[Cooperative Societies]
Suo Motto Surcharge Proceedings
Officer, Cheyyar, Thiruvannamalai District.

Copy to

The Section Officer,
Current Section,
High Court, Madras.
(To return the impugned order
to the learned Counsel
for petitioner)

+1cc to Mr.T.Vijayan, Advocate Sr.43308
+1cc to the Government Pleader Sr.43023

W.P.No.26267/2016

tm[co]
srg 11/08/2016