

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 15.09.2016

CORAM

THE HONOURABLE MR. JUSTICE K.RAVICHANDRABAABU

W.P.No.32291 of 2016

The Madras High Court Co-operative
Society Ltd., No.G.214,
Rep. By its President,
Chennai 104.

... Petitioner

Vs.

- 1.The Government of Tamilnadu,
Rep. By its Secretary to Government,
Food and Cooperation Consumer
Protection Department,
Fort St.George, Chennai-9.
- 2.The Registrar of Co-operative Societies,
No.170, N.V.M. Malligai,
Kilpauk, Chennai-10.
- 3.The Deputy Registrar of Co-operative
Societies (Credit),
Kuralagam,
Chennai-108.

... Respondents

Prayer:- Writ petition filed under Article 226 of the
Constitution of India for issuance of a writ of mandamus to
direct the first respondent to pass order on the proposal
submitted by the petitioner society dated 12.08.2016 under
section 72(2) read with Rule 95 of the Tamilnadu Co-operative
Societies Acts and Rules.

For Petitioner : Mr.M.S.Palaniswamy

For Respondents : Mr.V.Selvaraj,
Additional Government Pleader

O R D E R

Mr.V.Selvaraj, learned Additional Government Pleader takes
notice for the respondents and by consent of both sides, the
main writ petition itself is taken up for final disposal.

2.The petitioner is a Co-operative Society seeking for a mandamus directing the first respondent to pass orders on the proposal submitted by the petitioner society dated 12.08.2016 under section 72(2) read with Rule 95 of the Tamilnadu Co-operative Societies Acts and Rules.

3.It is stated by the learned counsel appearing for the petitioner that for payment of dividend over and above 14%, the society has to obtain approval from the Government, for which purpose, the said representation was made on 12.08.2016 and the same is yet to be disposed of by the first respondent.

4.Considering the above stated facts and circumstances and without expressing any view on the claim made by the petitioner, I only direct the first respondent to consider the proposal of the petitioner dated 12.08.2016 and pass orders on the same on merits and in accordance with law within a period of four weeks from the date of receipt of a copy of this order. No costs.

-s/d-
Assistant Registrar

True Copy

Sub-Assistant Registrar

vri

To

1. Secretary to Government,
The Government of Tamilnadu,
Food and Cooperation Consumer
Protection Department,
Fort St.George, Chennai-9.
 - 2.The Registrar of Co-operative Societies,
No.170, N.V.M. Malligai,
Kilpauk, Chennai-10.
 - 3.The Deputy Registrar of Co-operative
Societies (Credit),
Kuralagam,
Chennai-108.
- +1 cc to Mr.M.S.Palaniswamy Advocate sr 52361
+1 cc to Government pleader sr 52513

W.P.No.32291 of 2016

aa19/09/2016