



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.04.2016

CORAM :

THE HONOURABLE MR. JUSTICE B. RAJENDRAN

WEB COPY

Writ Petition (MD) No.5100 of 2016andW.M.P (MD) No.4526 of 2016

M/s.K.Pudur Thozhil Varthaga Sangam,
Rep by its Secretary,
K.Diravianathan,
No.139, Singaravelar Street,
K.Pudur,
Madurai.

... Petitioner

Vs.

1.The Chief Manager,
Canara Bank,
K.Pudur Branch,
Alagar Koil Road,
Madurai 625 007.

2.A.Fathimaraj

3.M.A.Suviseshagan Pavul

... Respondents

Petition filed under Article 226 of the Constitution of India praying for issuance of a Writ of Mandamus directing the 1st respondent to permit the petitioner to operate 1.Savings A/c.No.1598101032163 2.Savings Ac.No.1598101036070 & 3. Current Ac.No.1598201001450 on the basis of the representation of the petitioner dated 06.01.2016.

For Petitioner

: Mr.B.Saravanan

For Respondents 2&3

: Mr.S.Manoharan,

for M/s.M.S.Sureshkumar

For 1st Respondent

: Mr.S.Vanitha

ORDER

The writ petition has been filed for mandamus directing the first respondent to permit the petitioner to operate the account. The second and third respondents have filed a counter affidavit and supporting documents. It is admitted by all the parties that there was an election was held on 03.01.2016 which has been challenged by some members in a representative capacity in which the respondents 2 and 3 are the defendants in the suit. Now they have made objection to the first respondent stating that the petition in or the elected office bearers should not operate the account. Based on the same, the first respondent is not allowing them to operate the account. Therefore, the petitioner



has come up with the above writ petition seeking for the above said relief.

2.The first respondent being the bank will only consider the representation of the petitioner after giving notice to the respondents 2 and 3 will pass appropriate orders within a period of two weeks regarding the permission to operate the account, as the election is already over.

3.With the above direction, the writ petition is disposed of. No costs. Consequently, W.M.P(MD)No.4526 of 2016 is closed.

Sd/-

Assistant Registrar(CS-II)

/True copy/

Sub Assistant Registrar
Madurai Bench of Madras High Court,
Madurai.

sms

+1 cc to Mr.B.Saravanan, Advocate, SR No.22300

+1 cc to Mr.M.S.Suresh Kumar, Advocate, SR No.22217

+1 cc to Mr.M.Muthu Kumaran, Advocate, SR No. 22440

RG.SK-SKN/SAR-I 22.04.2016 2P.4C

Writ Petition (MD) No.5100 of 2016
and
W.M.P (MD) No.4526 of 2016
20.04.2016