

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.9.2017

CORAM:

THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR

W.P.No.11643 of 2014

S.RENGANATHAN
S/O.SIVAYOGAM
NO.1/50 CHOCKALINGAPURAM NAGAR,
KANNANGUDI ROAD, CHIDAMBARAM
CUDDALORE DISTRICT. ... PETITIONER

Vs.

- 1 THE DEPUTY REGISTRAR OF COOPERATIVE SOCIETIES,
CHIDAMBARAM CIRCLE, CHIDAMABARAM,
CUDDALORE DISTRICT.
- 2 THE ENQUIRY OFFICER
E2588 NANDHIMANGALAM PRIMARY AGRICULTURAL
CO-OP.CREDIT SOCIETY, POOLAMEDU VILLAGE AND
PO CHIDAMBARAM TALUK, CUDDALORE DISTRICT
- 3 THE PRESIDENT
E2588 NANDHIMANGALAM PRIMARY AGRICULTURAL
COOP.CREDIT SOCIETY POOLAMEDU VILLAGE AND
PO CHIDAMBARAMA TALUK CUDDALORE DISTRICT. RESPONDENTS

Prayer: Writ petition filed under Article 226 of the Constitution of India, praying for the issuance of a Writ of Certiorari, calling for the entire records relating to the impugned order passed by the 1st Respondent in his proceedings Na.Ka.819/2014 Sa.Pa dated 15.04.2014 and quash the same.

For Petitioner : Mr.C.Prakasam
For Respondent No.1 : Mr.L.P.Shanmugasundaram
Spl. Govt. Pleader
For Respondent No.2&3 : No appearance

O R D E R

The learned Special Government Pleader would submit that the petitioner has challenged the impugned show cause notice issued by the first respondent in the present writ petition.

2 At the time of admission, this Court granted interim order on condition that the petitioner shall pay a sum of Rs.2 lakhs on or before 6.6.2014. The said conditional order has not been complied with by the petitioner. Subsequently, on 16.4.2015, the first respondent has passed the Surcharge order under Section 87 of the Tamilnadu Co-operative Societies Act for recovery of Rs.5,45,400/- with further interest at the rate of 18% p.a.

3 In view of the award passed by the first respondent, the counsel for the petitioner seeks liberty to challenge the said award before the tribunal under Section 152 of Tamilnadu Co-operative Societies Act.

4 In view of the above, the writ petition is dismissed as infructuous. However, liberty is granted to the petitioner to file an appeal before the tribunal. No costs.

Sd/-
Assistant Registrar(CS III)

//True Copy//

Sub Assistant Registrar

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+1cc to Mr.C.Prakasam, Advocate, S.R.No.69211

+1cc to Mr.L.P.Shanmugasundaram, Advocate, S.R.No.69600

+1cc to the Government Pleader, S.R.No.70110

W.P.No.11643 of 2014

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pmk.28/10/2017