

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATE: 10.05.2017

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No. 12254 of 2017

M.Nalla Perumal

... Petitioner

Versus

1. The Secretary to Government,
The Secretariat
Chennai.
2. The Chairman,
T.R.D. 926, Thondapadi,
Milk Supplier Co-Operative Society Ltd.,
Thondapadi. ... Respondents

Prayer: This Writ Petition is filed under Article 226 of the Constitution of India, seeking for writ of mandamus directing the respondents to dispose the representation dated 25.04.2017.

For Petitioner : Mr.C.Sangamithirai

For Respondents: Mr.L.P.Shanmughasundaram
Special Government Pleader

O R D E R

The writ petitioner is a supplier of milk to the Thondapadi Milk Supplier Co-Operative Society Ltd., at Thondapadi. The relief sought for in this writ petition is for a direction to the respondents to dispose of the representation dated 25.04.2017.

2. On a perusal of the said representation submitted by the writ petitioner, it is seen that the same was addressed to the second respondent who is the President of Thondapadi Milk Producers Co-Operative Society. The second respondent Co-Operative Society is not a "State" under Article 21 of the Constitution of India and no writ will lie against a Co-Operative Society, in view of the legal principles laid down by the Larger Bench of this Court in the case of Marappan and others reported in Marappan.K. v. The Deputy Registrar of Co-Operative Societies, Namakkal, 2006 (4) CTC 689.

3. In view of the authoritative pronouncement by the Larger Bench of this Court, the present writ petition is not maintainable and accordingly, it stands dismissed. No costs.

Sd/-
Assistant Registrar(V.O)

//True Copy//

Sub Assistant Registrar

msm
To

1. The Secretary to Government,
The Secretariat, Chennai.
2. The Chairman,
T.R.D. 926, Thondapadi,
Milk Supplier Co-Operative Society Ltd.,
Thondapadi.

+1cc to the Government Pleader Sr.37344

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srg 25/05/2017



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