

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 08.08.2017

CORAM

THE HONOURABLE MR.JUSTICE D.KRISHNAKUMAR

W.P.No.6246 of 2010
and
M.P.Nos.1 and 2 of 2010

S.Sangupani ... Petitioner

- Vs -

1. The Deputy Registrar of Co-operative Societies,
Cheyyar, Tiruvannamalai District.

2. The V.C.88 Kazhiyur Puliarpakkam,
Primary Agricultural Co-operative Society,
Represented by its Special Officer,
Cheyyar.

... Respondents

Prayer : Writ Petition filed under Article 226 of the
Constitution of India praying to issue a Writ of Certiorari,
calling for the records relating to the Impugned Notice (Sale
Notice) dated 15.02.2010 issued by the 1st respondent and
published in the Tamil Daily Dinamalar (Vellore Edition) dated
27.02.2010, Quash the same.

For Petitioner : Mr.K.S.Kumar

For 1st Respondent : Mr.V.Selvaraj
Additional Government Pleader

For 2nd Respondent : No Appearance

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O R D E R

The petitioner has filed the writ petition against the
impugned sale notice issued under Form-9 of the Tamil Nadu Co-
operative Societies Act r/w. Rule 126 of the Tamil Nadu Co-
operative Societies Rules challenging the said auction sale
notice, the petitioner contended and raised a ground that the
petitioner has not committed any irregularity during his tenure
in any way victimised for the same. The property has already
been attached and therefore, no necessity to brought the

property for auction. No proceedings for recovery of Rs.23,268/- was initiated against the petitioner.

2. The learned counsel for the petitioner submitted that pending the writ petition, by interim order granted by this Court, the petitioner has paid Rs.10,000/- to the respondent society. Now, the dispute is only for the balance amount under the auction sale notice. In view of the interim order granted by this Court, the sale proceedings has been deferred.

3. In view of the above said fact, at this stage, no adjudication is required to decide the matter. There is provision under the rule, if any grievance for the petitioner, he can approach the concerned Authority.

4. In view of the above, this Writ Petition is dismissed with liberty to the petitioner to approach before the concerned Authority, if any grievance, if so advised, within a period of four weeks from the date of receipt of a copy of this order. No costs. Consequently, connected writ miscellaneous petitions are closed.

Sd/-
Asst.Registrar (CS IV)

/true copy/

Sub Asst. Registrar

ssn
To

+1cc to Mr.K.S.Kumar,Advocate sr.57211

+1cc to Mr.R.Ravichandran,Advocate sr.57746

+1cc to Government Pleader sr.57943

ss(5/9/2017)

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