

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 31.01.2017

CORAM:

THE HONOURABLE MR. JUSTICE D. KRISHNAKUMAR

W.P.No.2305 of 2017

R.Vaithiyalingam

Petitioner

Versus

- 1.The State of Tamil Nadu
Rep. By Secretary to Government,
Co- Operation Food and Consumer,
Protection Department,
Fort St. George, Chennai 600 009.
 - 2.The Registrar of Co-operative Societies,
Kilpauk, Chennai - 600 010.
 - 3.The District Collector,
Thiruvarur District.
 - 4.The Joint Registrar of Co-operative Societies,
Thiruvarur Region.
 - 5.The President,
T-1344, Neetamangalam Primary Agricultural
Co-operative Credit Society Limited,
Needamangalam,
Tiruvarur District - 614 404.
- .. Respondents

Prayer: The Writ Petition is filed under Article 226 of the Constitution of India, seeking for a Writ of mandamus, directing the respondents to dispose the petitioner's representation dated 19.12.2016 and to waive the crop loan to the members of the 5th respondent society in the light of G.O.Ms.No.50, dated 23.05.2016, and guidelines issued in G.O.Ms.No.59, dated 28.06.2016 for waiver of the loans which deems fit in the circumstances.

For Petitioner	:	Mrs.T.P.Savitha
For RR1 & 3	:	Mr.M.Elumalai, GA
For RR2,4 & 5	:	Mr.V.Selvaraj, AGP

O R D E R

The petitioner has filed this Petition, praying to directing the respondents to dispose the petitioner's

representation dated 19.12.2016 and to waive the crop loan to the members of the 5th respondent society in the light of G.O.Ms.No.50, dated 23.05.2016, and guidelines issued in G.O.Ms.No.59, dated 28.06.2016 for waiver of the loans which deems fit in the circumstances.

2. The learned counsel for the petitioner has submitted that so far no order has been passed by the respondent by considering the petitioner's representation dated 19.12.2016, for waiving the crop loan. Hence, the petitioner has filed the present Writ Petition.

3. The learned Government Advocate appearing for the first respondent has submitted that the petitioner has submitted his representation to the 3rd respondent, copy of the said representation only marked to the first respondent. If the petitioner give his representation to the first respondent, the respondent shall consider the same in accordance with law, within a reasonable time that may be fixed by this Court.

4. In view of the submission of the counsel for both sides, this Court is inclined to direct the petitioner to make a fresh representation to the first respondent, within a period of two weeks from the date of receipt of a copy of this order, along with this order copy. On receipt of the said representation, the first respondent is directed to consider the petitioner's representation and pass orders, on merits and in accordance with law as expeditiously as possible, preferably within a period of eight weeks from the date of receipt of a copy of this order.

5. With the above observations and directions, the Writ Petition is disposed of. No Costs.

Sd/-

Asst.Registrar

/true copy/

Sub Asst. Registrar

To

1.The Secretary to Government
The State of Tamil Nadu,
Protection Department,
Fort St. George, Chennai 600 009.

2.The Registrar of Co-operative Societies,
Kilpauk, Chennai - 600 010.

3.The District Collector,
Thiruvavur District.

4.The Joint Registrar of Co-operative Societies,
Thriuvvarur Region.

5.The President,
T-1344, Neetamangalam Primary Agricultural
Co-operative Credit Society Limited,
Needamangalam, Tiruvarur District - 614 404.

+1cc to Mr.T.P. Savitha Advocate SR. 5736

+1cc to Mr.V. Selvaraj Advocate SR. 5855

+2cc to Govt. Pleader SR. 6239,6510

W.P.No.2305 of 2017

RK(CO)
VR(20/02/2017)



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