

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.03.2017

CORAM

THE HON'BLE MR.JUSTICE D.KRISHNAKUMAR

W.P.No.17752 of 2016
& WMP.No. 15434 of 2016

K.Ramanathan

... Petitioner

vs

The Secretary,
Thiruvakulam Co-operative House
Building Society Limited (E.2561)
Mariappa Nagar, Annamalai Nagar P.O.,
Chidambaram Taluk, Cuddalore District.

... Respondent

Writ Petition filed under Article 226 of the Constitution of India praying for a Writ of Certiorarified Mandamus to call for the records pertaining to the impugned notice dated 24.03.2016 issued by the respondent and to quash the same and to direct the respondent to furnish the true and proper statement of accounts to the petitioner in respect to the Loan Account No.1257.

For Petitioner : Mr.S.Satish Rajan

For Respondent : Mr.L.P.Shanmugasundaram
Special Govt. Pleader

सत्यमेव जयते
O R D E R

Writ petition has been filed challenging quash the demand notice issued by the respondent on 24.03.2016.

2. Learned counsel for the petitioner submitted that after the impugned due notice issued by the respondent on 24.03.2016, the Government had announced waiver scheme, waiving the penal interest. In view of the subsequent orders passed by the Government granting waiver scheme, the petitioner will make a fresh representation to the respondent Society, within a period stipulated by this Court.

3. Learned Special Government Pleader would fairly

submit that if any such representation is made by the petitioner, the same shall be considered in accordance with the Government Orders issued under the Waiver scheme announced by the Government.

4. Taking into consideration the submissions made by the learned counsel for the parties, without expressing any opinion on the merits of the case, liberty is granted to the petitioner to approach the respondent society by making a fresh representation to the respondent Society, within a period of two weeks from the date of receipt of a copy of this order.

5. Thereafter, the respondent Society is directed to consider the said representation made by the petitioner on merits and in accordance with law, as expeditiously as possible preferably, within a period of four weeks from the date of receipt of a copy of this order.

6. With the above direction, this writ petition is disposed of. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-
Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

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To

The Secretary,
Thiruvakulam Co-operative House
Building Society Limited (E.2561)
Mariappa Nagar, Annamalai Nagar P.O.,
Chidambaram Taluk, Cuddalore District.

+lcc to Mr.S.Sathish Royan, Advocate SR.No.16236
+lcc to Mr.L.P.Shanmugasundaram, Advocate SR.No.16321
+lcc to the Government Pleader SR.No.16544

W.P.No.17752 of 2016

EV(CO)
GN(18/04/2017)