



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 10.10.2017

CORAM:

THE HONOURABLE Mr. JUSTICE P.D.AUDIKESSAVALU

W.P. (MD) No.18757 of 2017

and

W.M.P. (MD) .No.15133 of 2017

Rajapandian

... Petitioner

Vs.

1.The Joint Registrar of Co-operative Societies,  
Virudhunagar District,  
Virudhunagar.

2.The Deputy Registrar of Co-operative Societies,  
Aruppukottai,  
Virudhunagar District.

3.The Sub Registrar of Co-operative Societies/  
Managing Director,  
Virudhunagar District Consumer,  
Co-operative Whole Sale Store,  
Virudhunagar.

... Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India, to issue a writ of Certiorari and Mandamus, call for records of the order passed by the third respondent by his proceedings Na.Ka.No.1089/08 dated 11.08.2017 and quash the same as illegal, consequently directing the 3<sup>rd</sup> respondent to disburse the monetary benefits of Rs.1,06,926/- payable to the petitioner by implementing the order of the 2<sup>nd</sup> respondent passed in his proceedings in Na.Ka.48/2017/சொலா (1) dated 13.01.2017.

For Petitioner : Mr.T.Lenin Kumar

For Respondents : Mr.A.K.Baskara Pandian

Spl. Government Pleader

#### O R D E R

The learned counsel appearing for the petitioner has made an endorsement that he is withdrawing the Writ Petition, as the relief has been sought against a Co-operative Society, against whom the writ petition would not lie in view of the dictum of the Full Bench of Five Judges of this Court in the case of *MARAPPAN V. THE DEPUTY REGISTRAR OF CO-OPERATIVE SOCIETIES NAMAKKAL*, reported in 2006(4) CTC 689.

<https://hcservices.courts.gov.in/hcservices/> the said endorsement, this Writ Petition is dismissed as withdrawn with liberty to the petitioner to prefer statutory remedy for the relief available under law. No costs.



Consequently, the connected miscellaneous petition is closed.  
Sd/-

Assistant Registrar (AE)

/True copy/

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Sub Assistant Registrar

To

- 1.The Joint Registrar of Co-operative Societies,  
Virudhunagar District,  
Virudhunagar.
  - 2.The Deputy Registrar of Co-operative Societies,  
Aruppukottai,  
Virudhunagar District.
  - 3.The Sub Registrar of Co-operative Societies/  
Managing Director,  
Virudhunagar District Consumer,  
Co-operative Whole Sale Store,  
Virudhunagar.
- +1cc to Mr.T.LENINKUMAR,Advocate,SR. 82278  
+1cc to M/S.Special Government Pleader,SR. 82329

W.P. (MD) No.18757 of 2017  
10.10.2017

NS

KK/SV MMS/SAR 3/11.10.2017/ 2P- 6C/