



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 02.11.2017

CORAM

WEB COPY

THE HONOURABLE MR.JUSTICE R.MAHADEVANW.P(MD) No.20177 of 2017

K.Periandavar,
President,
Q-837, Muhavoor Farmer Service
Co-operative Credit Society Ltd.,
Muhavoor 626 111,
Rajapalayam Taluk,
Virudhunagar District.

... Petitioner

vs.

1.The Secretary to Government,
Incharge of Co-operation
St.George Fort,
Chennai.

2.The Registrar of Co-operative Societies,
E.V.R.Salai, Kilpauk,
Chennai.

3.The Regional Joint Registrar of Co-operative Societies,
Collectorate Complex, K.R.Nagar,
Virudhunagar.

4.The Deputy Registrar of Cooperative Societies,
Melamada Street, Srivilliputhur,
Virudhunagar District.

5.N.Dilip Kumar
Regional Joint Registrar of Cooperative Societies,
Collectorate Complex,
Sivagangai.

... Respondents

Petition filed under Article 226 of the Constitution of India praying to issue a writ of Mandamus to direct the respondents 1 to 3 to initiate enquiry into the irregularities committed by the 5th respondent into the tender auction sale of empty gunnies in the fair price shops as per the representation of the petitioner dated 22.8.2017 and to submit report into it within a stipulated period.

For Petitioner : Mr.V.O.S.Kalaiselvam

**ORDER**

This writ petition has been filed seeking direction to the respondents 1 to 3 to initiate enquiry into the irregularities committed by the fifth respondent into the tender auction sale of empty gunnies in the fair price shops as per the representation of the petitioner dated 22.8.2017 and to submit a report to that effect.

2. Heard the learned counsel appearing for the petitioner and the learned Special Government Pleader appearing for the respondents. By consent, the writ petition itself is taken up for final disposal at the stage of admission.

3. The case of the petitioner is that he is the President of Q-837, Muhavoor Farmer Service Cooperative Credit Society Ltd., Muhavoor. According to the petitioner, the fourth respondent has conducted auction sale of empty gunny bags at Srivilliputhur Circle, in which one Sadaiyappan participated without having valid licence and thereby purchased the empty gunnies in all the fair price shops within the territorial jurisdiction of the fourth respondent to the tune of more than Rs.1 crore and forcefully recovered the amount from the salesmen of the respective fair price shops. Hence, the petitioner has made a complaint on 22.08.2017 to the respondents 1 to 3 to enquire into the same. Since no order has been passed in the said representation, the present writ petition has been filed.

4. Learned Special Government Pleader for the respondents 1 to 4 submitted that if time is granted to the respondents, the representation of the petitioner will be considered and suitable orders will be passed.

5. In view of the above said submission, this Court, without going into the merits of the matter, directs the respondents 1 to 3 to consider the representation of the petitioner dated 22.08.2017 and pass appropriate orders thereon on merits and in accordance with law within a period of six weeks from the date of receipt of a copy of this order, after giving due opportunity to the petitioner and others.

6. With the above direction, this petition is disposed of. No costs. Consequently, W.M.P(MD)No.16457 of 2017 is closed.

Sd/-

Assistant Registrar(CS-I)

/True Copy/

Sub Assistant Registrar



To

1.The Secretary to Government,
Incharge of Co-operation
St.George Fort,
Chennai.

2.The Registrar of Co-operative Societies,
E.V.R.Salai, Kilpauk,
Chennai.

3.The Regional Joint Registrar of Co-operative Societies,
Collectorate Complex, K.R.Nagar,
Virudhunagar.

4.The Deputy Registrar of Cooperative Societies,
Melamada Street, Srivilliputhur,
Virudhunagar District.

+1cc to THE SPECIAL GOVERNMENT PLEADER in SR. No. 85179
+1cc to Mr.V.O.S.KALAISELVAM Advocate in SR. No. 84954

MJ

JS/KP/SAR.1/17.11.2017/3P-7C

W.P(MD) No.20177 of 2017
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