

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.10.2018

CORAM :

THE HONOURABLE MR. JUSTICE S.M. SUBRAMANIAM

W.P.No.31232 of 2015

M.P.No.1 of 2015

Sundaram

... Petitioner

Vs

1.The Commissioner
Milk Production and Dairy Development Corporation,
Chennai - 51.

2.The Deputy Registrar (Dairying),
Salem.

3.Salem District Co-operative Milk Producers'
Union Limited
Rep. by the Managing Director, Salem.

4.The Secretary,
Salem Milk Consumers Co-operative Sangam Limited
Maravanery,
Salem - 636 001.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Mandamus directing 1st respondent to act against the 4th respondent Board pursuant to their show cause notice made in Na.Ka.No.4486/E2/2014 dated 19.06.2014 and further direct the 3rd and 4th respondents to convene meetings as directed by this Hon'ble Court in W.P.No.30658 of 2008 dated 19.08.2009 for passing appropriate resolutions for amalgamation of 3rd and 4th respondent societies.

For Petitioner : Mr.V.Ashok Kumar

For R1, R2 and R4 : Mrs.T.Girija
Government Advocate

For R3 : Mr.V.Raghupathi

O R D E R

The relief sought for in the present writ petition is for a direction to direct the 1st respondent to act against the 4th

respondent Board pursuant to their show cause notice made in Na.Ka.No.4486/E2/2014 dated 19.06.2014 and further direct the 3rd and 4th respondents to convene meetings as directed by this Hon'ble Court in W.P.No.30658 of 2008 dated 19.08.2009.

2. The learned counsel for the writ petitioner brought to the notice of this Court that in respect of the 4th respondent / Salem Milk Consumers Co-operative Sangam Limited, this Court has passed an order on 21.08.2018 in W.P.No.18729 of 2018. Accordingly, a proposal for amalgamation to the Director, Milk Production and Dairy Development Corporation was submitted as early as on 06.11.2017. Thus, the President has no power to deal with the properties belongs to the 4th respondent Milk Consumers Co-operative Sangam. In view of the order passed in W.P.No.18729 of 2018, no further consideration is required in respect of the grounds raised in the present writ petition.

3. Accordingly, the writ petition stands closed. No costs. Consequently, connected Miscellaneous Petition is closed.

Sd/-

Assistant Registrar(CCC)

//True Copy//

Sub Assistant Registrar

kak/ssr

To

- 1.The Commissioner
Milk Production and Dairy Development Corporation,
Chennai - 51.
 - 2.The Deputy Registrar (Dairying),
Salem.
 - 3.Salem District Co-operative Milk Producers'
Union Limited
Rep. by the Managing Director, Salem.
 - 4.The Secretary,
Salem Milk Consumers Co-operative Sangam Limited
Maravanery, Salem - 636 001.
- +1 cc to Mr.V.Ashok Kumar, Advocate Sr.No.73847
+1 cc to Mr.V.Raghupathy, Advocate Sr.No.74465
+1 cc to The Government Pleader, Sr.No.74376

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CSL/19.11.2018