



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 01.02.2018

CORAM :

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD).No.348 of 2018

P.Sekar

...Petitioner

Vs.

1.The President,
Tanjore District Commercial Tax Employees'
Co-operative Society,
Commercial Department Complex,
Sachidanda Mooppanar Road,
Thanjavur.

2.The Secretary,
Tanjore District Commercial Tax Employees'
Co-operative Society,
Commercial Department Complex,
Sachidanda Mooppanar Road,
Thanjavur.

... Respondents

Prayer: This Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, to directing the respondents 1 and 2 to consider the representation of the petitioner dated 22.02.2017 and refund the excess amount deducted erroneously from the petitioner within the time frame fixed by this Court.

For Petitioner : M/s.Swarnam J.Rajagopal
For Respondents : Mr.J.Gunaseelan Muthiah for R1 & R2
Additional Government Pleader

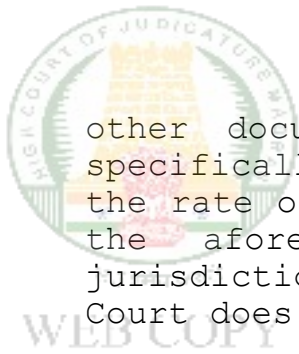
ORDER

Heard the learned counsel on either side.

2.The petitioner is a retired Government employee. He was also a member of the respondent/Co-operative Society. He has availed loan from them. The petitioner is aggrieved by the deduction of interest at the rate of 14% charged on the said loan.

3.The case of the petitioner is that he had not agreed for levy of interest at such an exorbitant rate. According to the petitioner this is a violation of the RBI norms.

4.The learned Additional Government Pleader appearing for the respondents produced a copy of the surety credit bond as well as the



other documents signed by the petitioner. The petitioner had specifically undertaken to repay the loan amount with interest at the rate of 14%. Since the petitioner has himself agreed to pay at the aforesaid interest rate, this Court sitting in writ jurisdiction, cannot extend any relief to the petitioner. This Court does not find any merit in the Writ Petition.

5.The Writ Petition stands dismissed. No costs.

Sd/-

Assistant Registrar(Writs)

/True Copy/

Sub Assistant Registrar

To

1.The President,
Tanjore District Commercial Tax Employees'
Co-operative Society,
Commercial Department Complex,
Sachidanda Mooppanar Road,
Thanjavur.

2.The Secretary,
Tanjore District Commercial Tax Employees'
Co-operative Society,
Commercial Department Complex,
Sachidanda Mooppanar Road,
Thanjavur.

+1cc to Special Government Pleader, SR.No. 46227

W.P. (MD) .No.348 of 2018
01.02.2018

tsg

JM/SKN RSK/SAR 1/22.02.2018/2P/4C