



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 18.06.2018
CORAM:

THE HONOURABLE MR.JUSTICE S.S.SUNDAR

WEB COPY

W.P. (MD) No.12376 of 2018

and

W.M.P (MD) No.11256 of 2018

K.Chellasamy

... Petitioner

-Vs-

1. The Joint Registrar of Co-operative Societies,
Sivagangai District,
Sivagangai.
 2. The Deputy Registrar of Co-operative Societies,
Sivagangai Circle,
Sivagangai District,
Sivagangai.
 3. The Co-operative Sub Registrar/Enquiry Officer,
NN549-Sakoor Primary Agricultural Co-operative Credit Society,
Sivagangai Circle,
Sivagangai District,
Sivagangai.
- ... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India praying for the issuance of a Writ of Certiorari, calling for the records pertaining to the impugned enquiry report filed by the third respondent dated 13.11.2017 and consequential notice issued by the second respondent made in Na.Ka.No.223/17/Sapa(2) dated 08.03.2018 and quash the same.

For Petitioner

: Mr.D.Sadiq Raja

For Respondents

: Mr.J.Gunaseelan Muthiah

Additional Government Pleader

ORDER

This writ petition is filed for issuing a Writ of Certiorari to quash the report of the third respondent, dated 13.11.2017 issued under Section 81 of the Tamil Nadu Co-operative Societies Act, 1983 and the consequential proceedings dated 08.03.2018 of the second respondent issued under Section 87 of the Tamil Nadu Co-operative Societies Act, 1983.



withdrawn and that therefore, the writ petition has become infructuous.

3.Considering the representation of the respondents that the surcharge proceedings under Section 87 of the Tamil Nadu Co-operative Societies Act, dated 08.03.2018 has been withdrawn and the petitioner is only a member of the Society, this Court is able to see that the writ petition has become infructuous and hence, the writ petition is liable to be dismissed.

4.As a result, this Writ Petition is dismissed as infructuous. However, it is made clear that the petitioner is entitled to agitate his right as a member of the Society, in case any further proceeding is initiated against the petitioner in future. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar(Crl side)

/True Copy/

Sub Assistant Registrar

To

1. The Joint Registrar of Co-operative Societies,
Sivagangai District,
Sivagangai.
2. The Deputy Registrar of Co-operative Societies,
Sivagangai Circle,
Sivagangai District,
Sivagangai.
3. The Co-operative Sub Registrar/Enquiry Officer,
NN549-Sakoor Primary Agricultural Co-operative Credit Society,
Sivagangai Circle,
Sivagangai District,
Sivagangai.

+1cc to Mr.D.Sadiq Raja, Advocate Sr.No.68664

+1cc to SPECIAL GOVERNMENT PLEADER, Sr.No.68631

Rmi

MK/SB/SAR 4/27.06.2018/2P/6C

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and

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