



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 03.04.2018

CORAM:

WEB COPY

**THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU
AND
THE HONOURABLE MRS.JUSTICE T.KRISHNAVALLI**

W.P (MD) NO.64 OF 2015
and
M.P (MD) Nos.1 and 2 of 2015
and
W.A (MD) Nos.381 to 385 of 2013
and
M.P (MD) Nos.1,1,1,1 and 1 of 2013

W.P (MD) NO.64 OF 2015

K.P.Navaneetha Krishnan,
Secretary,
Yadhavar Kalvi Nithi,
Thiruppalai,
Madurai-625 014.

: Petitioner

.vs.

1. The Director of Collegiate Education,
College Road,
Nungambakkam,
Chennai - 600 006.
2. The Joint Director of Collegiate Education,
Madurai Region,
Madurai. - 625 020.

: Respondents

W.A (MD) No.381 of 2013

Yadhavar Kalvi Nithi,
Registered Society,
represented by its Secretary,
K.P.Navaneetha Krishnan,
Govindarajan Campus,
Thirupalai, Madurai,
Madurai District - 625 014.

.... Appellant/Writ Petitioner



.vs.

1. The Inspector General of Registration,
120, Santhome High road, Chennai - 600 028.

2. The Deputy Inspector General of Registration,
Jawans Bhavan Second Floor, West Veli Street,
Near Thanga Regal Theatre,
Madurai - 625 001.

3. The Registrar of Societies,
Madurai North, Bibikulam,
Madurai - 625 002.

4. N.Kannan

5. M.Meiyadav

6. L.Nandagopal Yadav

7. R.S.Raja Kannappan

... Respondents/Respondents

W.A(MD)No.382 of 2013

Yadhavar Kalvi Nithi,
A Registered Society,
Running Yadhava College and
Yadhava College of Education,
represented by its Secretary,
K.P.Navaneetha Krishnan,
Govindarajan Campus,
Thirupalai, Madurai,
Madurai District - 625 014.

.. Appellant/Writ Petitioner

.vs.

1. The Inspector General of Registration,
120, Santhome High road, Chennai - 600 028.

2. The Registrar of Societies,
Madurai North, Bibikulam,
Madurai - 625 002.

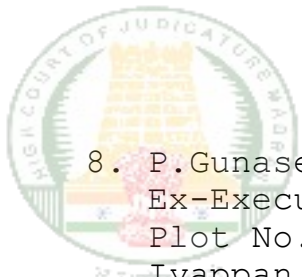
3. N.Kannan

4. M.Meiyadav

5. L.Nandagopal Yadav

6. R.S.Raja Kannappan

7. The State of Tamil Nadu,
represented by its Secretary,
Commercial Taxes and Registration
(M-1) Department,
Fort St.George, Chennai-9.



8. P.Gunasekaran
Ex-Executive Committee Member,
Plot No.115, D.No.1/840,
Iyappan Nagar,
Iyer Bungalow,
Madurai - 625 014.

9. T.Gopi

... Respondents/Respondents

(R7 impleaded as per order of this Court made in
M.P(MD)No.2 of 2013 in W.A.(MD)No.382 of 2013,
dated 26.6.2013)

(R8 impleaded as per order of this Court made in
M.P(MD)No.4 of 2013 in W.A.(MD)No.382 of 2013,
dated 10.4.2014)

(R9 impleaded as per order of this Court made in
M.P(MD)No.3 of 2013 in W.A.(MD)No.382 of 2013,
dated 26.6.2013)

W.A(MD)No.383 of 2013

Yadhavar Kalvi Nithi,
Registered Society,
represented by its Secretary,
K.P.Navaneetha Krishnan,
Govindarajan Campus,
Thirupalai, Madurai,
Madurai District - 625 014.

.... Appellant/Writ Petitioner

.vs.

1. The State of Tamil Nadu,
represented by its Secretary,
Department of Higher Education,
Fort St.George,
Chennai - 600 006.

2. The Director of Collegiate Education,
College Road, Nungambakkam,
Chennai - 600 006.

3. The Regional Director of Collegiate Education,
Collegiate Education(FAC),
Madurai Region,
Madurai - 625 020.

4. The Registrar of Societies,
(Madurai North),
Bibikulam,
Madurai - 625 002.



5.S.Santhanakrishnan
6.K.Santhanakaruppasamy
7.Dr.C.Gopalakrishnan
8.N.Kannan
9.L.Nandagopal Yadav
10.M.Meiyadav
11.R.S.Raja Kannappan

.. Respondents/Respondents

W.A(MD)No.384 of 2013

Yadhavar Kalvi Nithi,
Registered Society,
represented by its Secretary,
K.P.Navaneetha Krishnan,
Govindarajan Campus,
Thirupalai, Madurai,
Madurai District - 625 014.

.... Appellant/Writ Petitioner

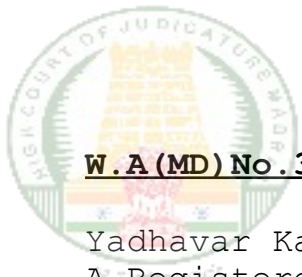
.vs.

1. The State of Tamil Nadu,
represented by its Secretary,
Department of Higher Education,
Fort St.George,
Chennai - 600 006.
2. The Director of Collegiate Education,
College Road, Nungambakkam,
Chennai - 600 006.
3. The Regional Director of Collegiate Education,
Collegiate Education(FAC),
Madurai Region,
Madurai - 625 020.
4. The Registrar of Societies,
(Madurai North),
Bibikulam,
Madurai - 625 002.

5. S.Santhanakrishnan
6. K.Santhanakaruppasamy
7. Dr.C.Gopalakrishnan
8. N.Kannan
9. L.Nandagopal Yadav
10.M.Meiyadav
11.R.S.Raja Kannappan
12.T.Gopi

.. Respondents/Respondents

(R-12 impleaded as per order of this Court made
in M.P(MD)No.2 of 2013 in W.P(MD)No.384 of 2015,
dated 26.6.2013)

**W.A(MD)No.385 of 2013**

Yadhavar Kalvi Nithi,
A Registered Society,
Running Yadhava College and
Yadhava College of Education,
represented by its Secretary,
K.P.Navaneetha Krishnan,
Govindarajan Campus,
Thirupalai, Madurai,
Madurai District - 625 014.

.. Appellant/Writ Petitioner

.vs.

1. The Registrar of Societies,
Madurai North,
Bibikulam,
Madurai - 625 002.

2. N.Kannan

3. T.Gopi

.. Respondents/Respondents

(R3 impleaded as per order of this Court made in
M.P(MD)No.2 of 2013 in W.A.(MD)No.385 of 2013,
dated 09.07.2013)

PRAYER IN W.P(MD)NO.64 OF 2015: Writ Petition filed under Article 226 of the Constitution of India praying this Court for issuance of a Writ of Certiorari calling for the records relating to the impugned proceedings issued by the first respondent in Na.Ka.No.17265/G4/2011, dated 26.12.2014 and to quash the same.

PRAYER IN W.A(MD)NO.381 OF 2013: Writ Appeal filed under Clause 15 of the Letters patent against the order made in W.P(MD)No.13579 of 2011, dated 5.3.2012, on the file of this Court.

Prayer in WP(MD)No.13579/ 2011 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, calling for the records relating to the impugned Notices issued by the 1st respondent Inspector General of Registration vide Ref.No.24774/12/2011 dated 08.11.2011 and the further Notice in Ref.No.24774/12/2011 dated 22.11.2011 directing the petitioner to appear before him for enquiry in regard to the election in the petitioner society and quash the same.

PRAYER IN W.A(MD)NO.382 OF 2013: Writ Appeal filed under Clause 15 of the Letters patent against the order made in W.P(MD)No.15398 of 2012, dated 5.3.2013, on the file of this Court.



Prayer in WP(MD)No.15398/ 2012 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, calling for the records relating to the Impugned confidential report of the 1st Respondent Inspector General of Registration dated 28.03.2012 and quash the same.

PRAYER IN W.A(MD)NO.383 OF 2013: Writ Appeal filed under Clause 15 of the Letters patent against the order made in W.P(MD)No.5948 of 2012, dated 5.3.2013, on the file of this Court.

Prayer in WP(MD)No.5948/ 2012 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a WRIT OF MANDAMUS, directing the 2nd Respondent Director of Collegiate Education to consider and pass orders forthwith on the Petitioner's proposal to him dated 30-04-2011 together with the reminders thereto dated 18-10-2011 and 12-12-2011 for the registration of the Secretary of the Yadava College run by the Petitioner.

PRAYER IN W.A(MD)NO.384 OF 2013: Writ Appeal filed under Clause 15 of the Letters patent against the order made in W.P(MD)No.2582 of 2012, dated 5.3.2013, on the file of this Court.

Prayer in WP(MD)No.2582/2012 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorari, calling for the records relating to impugned order issued by the 2nd respondent Director of Collegiate Education in Rc.No.17265/G4/2011 dated 27.02.2012 and the consequent proceedings issued by the 3rd respondent Joint Director of Collegiate Education in Rc.No.3935/B2/2011 dated 28.02.2012, quash the same.

PRAYER IN W.A(MD)NO.385 OF 2013: Writ Appeal filed under Clause 15 of the Letters patent against the order made in W.P(MD)No.15403 of 2012, dated 5.3.2013, on the file of this Court.

Prayer in WP(MD)No.15403/ 2012 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus, in the nature of writ, directing the respondent Registrar of Societies to register /file the Form - VII submitted by the Petitioner - Society on 28.07.2011 under Rule 17(2) of the Tamil Nadu Societies Registration Rules 1978 in regard to the change effected in the constitution of the Executive Committee of the petitioner society vide resolutions dated 30.04.2011 and pass such further or other orders.

**W.P(MD) NO. 64 OF 2015:**

For Petitioner
For Respondents

: M/s.E.V.N.Siva
: Mr.D.Muruganantham
Addl.Govt.Pleader

W.A(MD) NO. 381 OF 2013:

For Appellant
For Respondents
1 to 3
For Respondent-4
For Respondent-5
For Respondent-6
For Respondent-7

: M/s.E.V.N.Siva
: Mr.D.Muruganantham
Addl.Govt.Pleader
: M/s.M.Kumar
: No appearance
: M/s.H.Arumugam
: M/s.S.T.Sasidharan TamilKani

W.A(MD) NO. 382 OF 2013:

For Appellant
For Respondents
1, 2 and 7
For Respondent-3
For Respondent-4
For Respondent-5
For Respondent-6
For Respondent-8

: M/s.E.V.N.Siva
: Mr.D.Muruganantham
Addl.Govt.Pleader
: M/s.M.Kumar
: No appearance
: M/s.H.Arumugam
: M/s.S.T.Sasidharan TamilKani
: M/s.M.Ponniah

W.A(MD) NO. 383 OF 2013:

For Appellant
For Respondents
1 to 4
For Respondent-5
For Respondent-6
For Respondent-7
For Respondent-8
For Respondent-9
For Respondent-10
For Respondent-11

: M/s.E.V.N.Siva
: Mr.D.Muruganantham
Addl.Govt.Pleader
: M/s.M.Thirunavukkarasu
: Mr.S.Satish Kumar
: Mr.M.Mariappan
: M/s.M.Kumar
: M/s.H.Arumugam
: No appearance
: M/s.S.T.Sasidharan Tamilkani.

W.A(MD) NO. 384 OF 2013:

For Appellant
For Respondents
1 to 4
For Respondent-5
For Respondent-6
For Respondent-7
For Respondent-8
For Respondent-9
For Respondent-10
For Respondent-11

: M/s.E.V.N.Siva
: Mr.D.Muruganantham
Addl.Govt.Pleader
: M/s.M.Thirunavukkarasu
: Mr.S.Satish Kumar
: Mr.M.Mariappan
: M/s.M.Kumar
: M/s.H.Arumugam
: No appearance
: M/s.S.T.Sasidharan Tamilkani.

W.A(MD) NO. 385 OF 2013:

For Appellant
For Respondent-1
For Respondent-2
For Respondent-3

: M/s.E.V.N.Siva
: Mr.D.Muruganantham
Addl.Govt.Pleader
: M/s.M.Kumar
: Mrs.P.Jessi Jeevapriya

**COMMON JUDGEMENT**

[Judgment of the Court was made by K.RAVICHANDRABAABU, J.]

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Mr.E.V.N.Siva, learned counsel on record for the Writ Petitioner/Appellant submitted a letter to the Registry, dated 02.04.2018, seeking permission of this Court to withdraw the Writ Petition and the Writ Appeals. The said letter is placed on record.

2.In view of the same, the Writ Petition and the Writ Appeals are dismissed as withdrawn. No costs. Consequently, connected Miscellaneous Petitions are dismissed.

Sd/-

Assistant Registrar (CO)

/True Copy/

Sub Assistant Registrar

To

1. The Secretary to Government of Tamil Nadu,
Department of Higher Education,
Fort St.George,
Chennai - 600 006.
2. The Secretary to Government of Tamil Nadu,
Commercial Taxes and Registration
(M-1)Department,
Fort St.George,
Chennai-9.
3. The Inspector General of Registration,
120, Santhome High road, Chennai - 600 028.
4. The Deputy Inspector General of Registration,
Jawans Bhavan Second Floor, West Veli Street,
Near Thanga Regal Theatre,
Madurai - 625 001.
5. The Director of Collegiate Education,
College Road, Nungambakkam,
Chennai - 600 006.
6. The Joint Director of Collegiate Education,
Madurai Region, Madurai 625 020



7. The Regional Director of Collegiate Education,
Collegiate Education(FAC),
Madurai Region,
Madurai - 625 020.

8. The Registrar of Societies,
(Madurai North),
Bibikulam,
Madurai - 625 002.

- + 1 CC TO Mr.M.SENTHILKUMAR, ADVOCATE IN SR No. 59611
- + 1 CC TO Mr.H.ARUMUGAM, ADVOCATE IN SR No. 59418
- + 2 CC TO Mr.E.V.N.SIVA, ADVOCATE IN SR Nos. 59423, 59422
- + 1 CC TO SPECIAL GOVERNMENT PLEADER IN SR No. 59647, 59640
- + 1 CC TO Mr.M.PONNIAH, ADVOCATE IN SR No. 59402
- + 1 CC TO Mr.M.KUMAR, ADVOCATE IN SR No. 59859

VSN

TE/SV-MMS/SAR-2 : 09/04/2018 : 9P/16C

COMMON JUDGEMENT MADE IN
W.P(MD)NO.64 OF 2015 and
M.P(MD)Nos.1 and 2 of 2015 and
W.A(MD)Nos.381 to 385 of 2013 and
M.P(MD)Nos.1,1,1,1 and 1 of 2013
03.04.2018