



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED : 03.09.2018

CORAM :

THE HONOURABLE MR. JUSTICE M.M.SUNDRESH

AND

THE HONOURABLE MR. JUSTICE N.SATHISH KUMAR

W.P(MD)No.18922 of 2018

and

W.M.P(MD)Nos.16761 and 16762 of 2018

I.Ayyanar

... Petitioner

vs.

1. The State of Tamil Nadu,
Represented by its Secretary to Government
Department of Food and Cooperative Societies,
Chennai - 600 005.
2. The Election Commissioner of
Tamil Nadu State Cooperative Societies,
Tamil Nadu State Cooperative Societies
Election Commission,
273 Anna Salai
Teynampet, Chennai.
3. The Deputy Registrar of Cooperative
Societies / District Election Officer,
Madurai.
4. The Cooperative Election Officer 2018
A.3083 Tamil Nadu State Transport
Corporation Employees Thrift and Credit
Society Ltd., 94/4B Pattukottai
Kalyanasundaram Salai
Bye Pass Road,
Madurai.
5. A.3083 Tamil Nadu State Transport
Corporation Employees Thrift and
Credit Society Ltd.,
94/4B Pattukottai Kalyanasundaram Salai
Bye Pass Road, Madurai.
6. The Commissioner of Police,
Madurai City,
Madurai.
7. The Assistant Commissioner of Police,
Law and Order,
Thilagar Thidal Range,
Madurai City.



8. The Superintendent of Police,
Madurai Rural District,
Madurai.

9. The Superintendent of Police,
Virudhunagar District,
Virudhunagar.

... Respondents

Prayer : Writ Petition filed under Article 226 of the Constitution of India, for issuance of Writ of Certiorarified Mandamus to call for the records pertaining to the impugned order of the 4th respondent dated 27.08.2018, quash the same insofar as cancelling the entire election process of the 5th respondent society and consequently direct the respondents to continue the election process from the stage of scrutiny of nominations and conduct the election on 01.09.2018 or any other immediate subsequent date with sufficient police protection if any required.

For Petitioner	: Mr.B.Saravanan for Mr.A.Rahul
For Respondents	: Mr.A.K.Baskarapandian Special Government Pleader

O R D E R

(Order of the Court was made by M.M.SUNDRESH, J.)

The limited prayer of the petitioner is that to conduct the fresh election, as no fresh election has been conducted, after countermanding the earlier two.

2. The learned Special Government Pleader submitted that the report has already been sent to the respondent No.2, who is the competent authority to take a call.

3. Considering the above, we direct the respondent No.2 to fix the date for the fresh election as conducted in a democratic manner, though such a decision has already been taken, but deferred due to the prevailing circumstances. After the date is fixed, appropriate action will have to be taken to have the assistance of police, since earlier elections were cancelled on the ground of law and order.

4. The writ petition is disposed of with the above direction. No costs. Consequently connected Miscellaneous Petitions are closed.

Sd/-
Assistant Registrar (CO)

/True Copy/



To

1. The Secretary to Government
State of Tamil Nadu,
Department of Food and Cooperative Societies,
Chennai - 600 005.

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Tamil Nadu State Cooperative Societies
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8. The Superintendent of Police,
Madurai Rural District, Madurai.
9. The Superintendent of Police,
Virudhunagar District, Virudhunagar.

+1CC TO MR.A.RAHUL, ADVOCATE IN SR.No.81895.

+1CC TO SPECIAL GOVERNMENT PLEADER IN SR.No.82193.

RR

DS SV SAR-1:06.09.2018: 3P/12C

W.P (MD) No.18922 of 2018
and