



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 09.10.2018

CORAM:

THE HONOURABLE MR.JUSTICE M.M.SUNDRESH
and
THE HONOURABLE MR.JUSTICE N.SATHISH KUMAR

W.P.(MD) No.21097 of 2018
and
WMP(MD)Nos.18893 and 18894 of 2018

E.Samtitus Mani

... Petitioner

vs.

- 1.The Secretary to Government,
Cooperation, Food and Consumer
Protection Department,
St.George Fort,
Chennai.
- 2.The Tamilnadu Cooperative Societies
Election Commission,
Kamathenu Super Market, I Floor,
Theynampet,
Chennai - 18.
- 3.The Circle Deputy Registrar of Cooperative
Societies/District Election Officer,
Office of the Circle Deputy Registrar of
Cooperative Societies,
Nagercoil.
- 4.The Circle Deputy Registrar of
Cooperative Societies,
Thakkalai/District Election Officer,
Kanyakumari District.
- 5.The Assistant Director of Handlooms and
Textiles Department/District Election Officer,
Nagercoil,
Kanyakumar District.

... Respondents

Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorarified Mandamus calling for the records of the impugned notification published by the respondents 4 and 5 and to direct the 4th and 5th respondents to publish the result of the election of Y.285, Kalkulam Vilavankodu Taluk Primary



Agricultural Cooperative Credit Society Ltd. Kanyakumari District and consequently to conduct the elections for the Central Cooperative Institutions thereby enabling the petitioner to participate.

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For Petitioner : Mr.G.Murugan
For Respondents : Mr.A.K.Baskarapandian
Special Government Pleader

ORDER

[Order of the Court was made by **M.M.SUNDRESH, J.**]

The issue raised in this writ petition is pending before the Committee constituted by this Court, pursuant to the orders passed by the Division Bench of the Principal Seat of this Court in W.P.No.7526 of 2018, etc., batch., dated 03.08.2018 and therefore, the subsequent election for phase-II cannot be allowed to go on.

2.The aforesaid grievance cannot be a base to entertain this writ petition. The subsequent election would constitute number of other societies. Therefore, interest of various other state holders is also involved, unfortunately, they are not before us. Further, it has been informed us that similar issue has already been considered by this Court and rejected on 05.10.2018.

3.In such view of the matter, we are not inclined to entertain this writ petition. Accordingly, the same is dismissed. No costs. Consequently, WMP(MD)Nos.18893 and 18894 of 2018 are closed.

SD

ASSISTANT REGISTRAR (T AND P)

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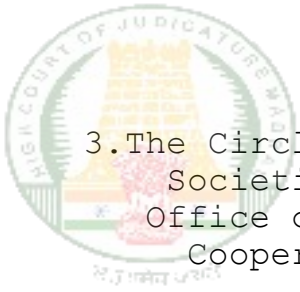
SUB ASSISTANT REGISTRAR (CS II)

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To

1.The Secretary to Government,
Cooperation, Food and Consumer
Protection Department,
St.George Fort, Chennai.

2.The Tamilnadu Cooperative Societies
Election Commission,
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Thakkalai/District Election Officer,
Kanyakumari District.

5.The Assistant Director of Handlooms and Textiles Department/District Election Officer,
Nagercoil, Kanyakumar District.

1CC TO MR. R. SARAVANAN, ADVOCATE SR 89408

1CC TO THE SPL GOVT PLEADER SR 90168

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W.P.(MD) No.21097 of 2018
09.10.2018