

IN THE HIGH COURT OF JUDICATURE OF MADRAS

DATED: 25.04.2019

CORAM:

THE HONOURABLE MR. JUSTICE M.S. RAMESH

WP.No.37670 of 2004

and

WP.MP.No.4589 of 2006 in WP.MP.No.45175 of 2004

The Management,
G.1683, Pukkadurai Primary Agricultural
Co.Op. Bank,
Rep. by its Special Officer,
Palamathur. ...Petitioner

Vs

1. The Tahsildar,
Madurantakam,
2. The Assistant Commissioner of
Labour II,
Teynampet, Chennai.
3. A.L.SekarRespondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a writ of Certiorari calling for the records of the second respondent relating to P.S.A.No.30 dated 06.08.2003 and consequent notice issued by the first respondent in Na.Ka.25442 of 2004 dated 28.04.2004 and quash the same.

For Petitioner : Mr.M.Jawahar

For Respondents: Mr.S.Suresh Kumar, GA
for R1 & R2
No Appearance
for R3

WEB COPY

O R D E R

The order under challenge in the present writ petition is to a recovery order dated 06.08.2003 made under the Revenue Recovery Act.

2. The learned counsel for the petitioner submitted that

pending the writ petition, on 10.10.2007, the amount sought to be recovered from the subsistence allowance was paid in full to the respondents and in support of such a contention, the learned counsel for the petitioner produced a copy of the letter dated 10.10.2007 duly acknowledged by the petitioner herein. In view of the same, the recovery need not be pursued with.

3. Recording the submission of the learned counsel for the petitioner, the order dated 06.08.2003 passed by the second respondent in P.S.A.No.30 of 2003, is set aside.

4. Accordingly, the writ petition stands allowed. No costs. Consequently, connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CJ Conf)

//True Copy//

Sub Assistant Registrar

hvk

To

1. The Tahsildar,
Madurantakam,

2. The Assistant Commissioner of Labour II,
Teynampet, Chennai.

+1cc to Mr.M.Jawaharl, Advocate, S.R.No. 40312
+1cc to the Government Pleader, S.R.No. 40667

सत्यमेव जयते

WP.No.37670 of 2004
and

WP.MP.No.4589 of 2006 in
WP.MP.No.45175 of 2004

NA (CO)
GN(03/06/2019)

WEB COPY