

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.01.2019

CORAM:

THE HON'BLE MR.JUSTICE V.BHARATHIDASAN

W.P.No.26451 of 2018
and
WMP.No.30731 of 2018

P.Subramani

... Petitioner

Vs.

- 1.The Election Commissioner,
The Tamil Nadu State Co-operative
Societies Election Commission,
1st Floor, Kamadhenu Super Market,
No.273, Anna Salai, Teynampet,
Chennai-600 018.
- 2.The Deputy Registrar of Co-operative Societies
(Milk Development/District Election Officer)
Thiruvallur District,
Thiruvallur.
- 3.The Sub Registrar of Co-operative Societies
(Milk Development/District Election Officer)
O/o District Registrar(Milk Development)
Orikkai, Kancheepuram,
Kancheepuram District.
- 4.X-37, Kancheepuram - Thiruvallur District,
Milk Producers Co-operative Union,
Represented by its Secretary,
Ayanapuram, Chennai-600 023.

... Respondents

PRAYER : Petition filed under Article 226 of the Constitution of India, praying to issue a writ of Mandamus, directing the respondents 1 to 3 to consider the representation of the petitioner dated 28.09.2018 and conduct elections to Thirukazhukundram Milk Producers Co-operative Sangam Limited, G-1549, and other major Member Societies numbering 20 in Kancheepuram District before conducting elections to the Board of Directors of the 4th respondent union.

For Petitioner : Mr.M.Ramamoorthy

For Respondents : Mr.M.S.Palaniswamy for R-1
Standing Counsel for R1
Tamil Nadu State
Co-operative Societies Election Commission

Mr.L.P.Shanmugasundaram
Special Government Pleader for R2 to R4

Mr.G.Vijayababu for R-5

O R D E R

This writ petition has been filed seeking a direction to the respondents 1 to 3 to conduct election to the Board of Directors of the 4th respondent Society.

2.The grievance of the petitioner is that, earlier the election was schedule to be held on 11.10.2018. On the date of polling, due to some violation during election, the election has been stopped, thereafer, the election was not conducted to the Society. Hence, the present writ petition.

3.Earlier, notice was ordered to the respondents. Today, when the matter came up for hearing, Mr.M.S.Palaniswamy, the learned counsel appearing for the first respondent submitted that the election has been stopped due to law and order problem and now the Election Commissioner has proposed to conduct election to the Board of Directors of the 4th respondent Society.

4.Considering the above said circumstances, the first respondent is directed to issue afresh schedule for conducting election for the Board of Directors of the 4th respondent Society within a period of two weeks from the date of receipt of a copy of this order.

5. With the above directions, this Writ Petition is disposed of. No costs. Consequently, connected WMP is closed.

Sd/-

Assistant Registrar(CS-III)

//True copy//

Sub Assistant Registrar

rrg

To

1.The Election Commissioner,
The Tamil Nadu State Co-operative
Societies Election Commission,
No.273, Anna Salai, Teynampet,
Chennai-600 018.

2.The Deputy Registrar of Co-operative Societies
(Milk Development/District Election Officer)
Thiruvallur District,
Thiruvallur.

3.The Sub Registrar of Co-operative Societies
(Milk Development/District Election Officer)
O/o District Registrar(Milk Development)
Orikkai, Kancheepuram,
Kancheepuram District.

+1cc to Mr.L.P.Shanmugasundaram, Advocate SR.No.5722

+1cc to Mr.M.Ramamoorthi, Advocate SR.No.4802

W.P.No.26451 of 2018

BR(CO)
GMY(06/03/2019)



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