



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 10.04.2019

CORAM:

WEB COPY

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN

W.P. (MD) Nos. 2497 to 2499 of 2019

S. Uma Gandhi ... Petitioner in W.P. (MD) No. 2497 of 2019
D. Devaki ... Petitioner in W.P. (MD) No. 2498 of 2019
S. Vimala Devi ... Petitioner in W.P. (MD) No. 2499 of 2019

Vs.

1. The Joint Registrar of Cooperative Societies,
Tiruchirappalli Region,
Tiruchirappalli-620 020.
2. The Deputy Registrar of Cooperative Societies,
Tiruchirappalli Circle,
Tiruchirappalli-620 020.
3. The Secretary,
YT50, Tiruchirappalli District Public,
Health Department Employees Cooperative
Thrift and Society Limited,
E.V.R. Road, Puthur,
(Opp. To Super Market),
Tiruchirappalli-620 017.
4. The Block Medical Officer,
Primary Health Centre,
Navalpattu,
Tiruchirappalli District-620 016. ... Respondents in all W.Ps.

COMMON PRAYER: Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, to direct the respondents 1 to 3 to close petitioner's Membership in YT50, Tiruchirappalli District Public Health Department Employees Cooperative Thrift and Society Limited, E.V.R. Road, Puthur, Tiruchirappalli and repay the share capital and saving bank deposits and the interest accrued therein by considering petitioner's representation dated 23.02.2018 and 25.06.2018.

For Petitioner
(in all W.Ps.)

: Mr. D. Shanmugaraja Sethupathi

<https://hcservices.ecourts.gov.in/hcservices/>

For Respondents

: Mr. K. MU. Muthu



(in all W.Ps.)

Additional Government Pleader

COMMON ORDER

The writ petitioners are members of the third respondent Society. They had availed loan from the said society. There was a tripartite arrangement involving the petitioners, Management of the Society and the employer. It appears that the tripartite arrangement was not implemented from 2003 onwards. The petitioners are now attaining the age of superannuation. They will have to get "no due certificate" from the Society. Therefore, in this regard, a dispute has arisen between the petitioners on the one hand and the Management of the society on the other.

2.I am of the view that this issue can be given quietus in terms of Section 90 of the Tamil Nadu Co-operative Society Act, 1993 by the second respondent herein. Considering the urgency expressed by the learned counsel appearing for the petitioner, this Court directs the second respondent to treat the representations submitted by the petitioners as petitions under Section 90 of the Tamil Nadu Co-operative Society Act, 1993 and dispose it of on merits and in accordance with law within a period of four weeks from the date of receipt of a copy of this order. This writ petition is disposed of accordingly. No costs.

Sd/-

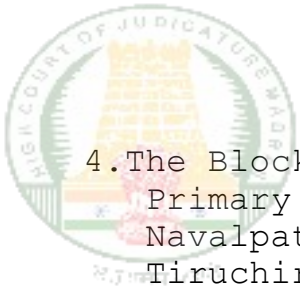
Assistant Registrar (CO)

// True Copy //

Sub Assistant Registrar(CS)

To

- 1.The Joint Registrar of Cooperative Societies,
Tiruchirappalli Region,
Tiruchirappalli-620 020.
- 2.The Deputy Registrar of Cooperative Societies,
Tiruchirappalli Circle,
Tiruchirappalli-620 020.
- 3.The Secretary,
YT50, Tiruchirappalli District Public,
Health Department Employees Cooperative
Thirft and Society Limited,
E.V.R.Road, Puthur,
(Opp. to Super Market),
Tiruchirappalli-620 017.



4.The Block Medical Officer,
Primary Health Centre,
Navalpattu,
Tiruchirappalli District-620 016.

+1cc to Mr.D.SHANMUGARAJA,Advocate, SR.No. 60644
+1cc to M/s.Special Government Pleader,SR.No. 60550

W.P. (MD) Nos.2497 to 2499 of 2019

RMI
KK/SAR/22.04.2019/ 3P- 7C