



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
DATED: 04.04.2019

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P. (MD)No.7997 of 2019

and

W.M.P. (MD)No.6299 of 2019

R.Chandrasekaran

... Petitioner

Vs

The Deputy Registrar,
Tamil Nadu Co-operative Society,
Marthandapuram,
Pudukottai.

... Respondent

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Certiorari calling for the records in order in Na.Ka.2447 2014 Sa.Pa dated 10.05.2018 passed by the respondent and quash the same as without application of mind, perverse and not in consonance of the order of this Court in C.R.P.(MD)No.1663 of 2016 dated 01.03.2018.

For Petitioner : Mr.C.Mahadevan

For Respondent : Mr.K.Mu.Muthu
Additional Government Pleader

ORDER

The petitioner questions the impugned order which has been passed under Section 87 of Tamil Nadu Co-operative Societies Act, 1982. The petitioner is having a statutory alternative remedy before the Co-operative Tribunal. Without exhausting the same, this writ petition has been filed. Therefore, when this Court was inclined to dismiss this writ petition on this ground, the learned counsel for the petitioner sought leave of this Court to withdraw this writ petition with liberty to move the Tribunal.

2.Liberty is granted to the petitioner. This writ petition is dismissed as withdrawn. If the petitioner files an appeal before the Tribunal within a period of four weeks from the date of receipt of a copy of this order, the Tribunal shall entertain the same without reference to limitation and decide the same on merits. Registry to return the impugned order in original to the petitioner's counsel after it is substituted by a photocopy.



3. This writ petition is dismissed as withdrawn with liberty. No costs.

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// True Copy //

Sd/-

Assistant Registrar (w)

Sub Assistant Registrar (CS)

To

The Deputy Registrar,
Tamil Nadu Co-operative Society,
Marthandapuram,
Pudukottai.

Copy to: The Section Officer, V.R. Section,
Madurai Bench of Madras High Court, Madurai. (2 COPIES)

+1cc to Mr.C.Mahadevan, Advocate, SR.No. 59214
+1cc to M/s.Special Government Pleader, SR.No.59301

W.P. (MD) No. 7997 of 2019
04.04.2019

PNN

KK/SAR/26.04.2019/ 2P- 6C