



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 21.08.2019

CORAM:

WEB COPY

THE HONOURABLE MR.JUSTICE K.RAVICHANDRABAABU

and

THE HONOURABLE MR.JUSTICE SENTHILKUMAR RAMAMOORTHY

W.P. (MD) Nos.1093 and 1094 of 2019

and

WMP (MD) Nos.910 to 913 of 2019

V.Palaniappan

... Petitioner in both W.Ps.

- Vs. -

1. The State of Tamil Nadu,
Rep. by its Principal Secretary to Government,
Cooperative Food & Consumer Protection Department,
Fort St. George, Chennai-9.
... 1st respondent in W.P.(MD)No.1093/2019
2. The Election Commissioner,
Tamil Nadu State Co-Operative Societies,
Rep.By Election Commissioner,
No.273, Kamadhenu Super Market,
1st Floor, Annasalai, Chennai-18.
3. The Director,
Tamil Nadu Co-Operative Milk Producers Federation Ltd.,
Chennai-51.
4. The Registrar of Co-Operative Societies, Chetpet,
Chennai-10.
5. The Election Officer,
Deputy Registrar (Dairy Development),
Thiruvallur.
... Respondents 2 to 5 in W.P.(MD)No.1093/2019/
Respondents in W.P.(MD)No.1094 of 2019

PRAYER IN W.P. (MD) No.1093 of 2019: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari, to call for the records of the impugned order in Na.Ka.No.14924/S2/ 2018 dated 10.10.2018 issued by the 3rd respondent and quash the same as illegal.

PRAYER IN W.P. (MD) No.1094 of 2019: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari, to call for the records of the impugned notification No.Vea.Order.No.29/Se.Ma.Tho.A/2019, dated 09.01.2019



issued by the fourth respondent and quash the same as illegal and consequently direct the respondents to issue fresh Notification in accordance with the rules contemplated under the Tamil Nadu Cooperative Societies Rules, 1988.

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For Petitioner in
both W.Ps.

: Mr.C.Arul Vadivel @ Sekar

For R-1 & R-3 to R-4
in W.P.(MD)No.1093/19 &
R-2 to R-4 in W.P.(MD)No.
1094 of 2019.

: Mr.VR.Shanmuganathan
Special Government Pleader

For R-1 in W.P.(MD)
No.1094 of 2019 and R-2
in W.P.(MD)No.1093/2019

: Mr.G.Rajendran

C O M M O N O R D E R

[Order of the Court was made by **K.RAVICHANDRABAABU, J.**]

In both the writ petitions, the challenge made is against the election notification. After notice, the matters are listed today for further hearing.

2.The learned Special Government Pleader informed this Court that subsequently the Election Commission itself has cancelled the election by issuing an order, dated 04.02.2019.

3.In view of the above stated facts and circumstances, these writ petitions are dismissed as infructuous. No costs. Consequently, connected Miscellaneous Petitions are also dismissed.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

Sub Assistant Registrar(CS)

To

1.The Principal Secretary to Government,
State of Tamil Nadu,
Cooperative Food & Consumer Protection Department,
Fort St. George, Chennai-9.

2.The Election Commissioner,
Tamil Nadu State Co-Operative Societies,
Rep.By Election Commissioner,
No.273, Kamadhenu Super Market,
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3.The Director,
Tamil Nadu Co-Operative Milk Producers Federation Ltd.,
Chennai-51.

4.The Registrar of Co-Operative Societies, Chetpet,
Chennai-10.

5.The Election Officer,
Deputy Registrar (Dairy Development),
Thiruvallur.

+1 CC to Mr.C.ARUL VADIVEL, Advocate (SR-82719[F] dated
21/08/2019)

+1 CC to Mr.G. RAJENDRAN, Advocate (SR-82969[F] dated 22/08/2019)

+1 CC to SPL GP (SR-83213[F] dated 22/08/2019)

W.P. (MD) Nos.1093 and 1094 of 2019
21.08.2019

RJ2

MK (16.09.2019) 3P 9C