



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 30.07.2019

CORAM

WEB COPY

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P[MD]No.19219 of 2015
and
M.P.[MD]No.1 of 2015

C.Marcus

... Petitioner

Vs.

1.The Joint Registrar of
Cooperative Societies,
Sivagangai Region,
Sivagangai.

2.The Deputy Registrar of
Cooperative Societies,
Karaikudi,
Sivagangai District.

3.The President,
Q633, Nerkuppai PACCS,
Nerkuppai Post,
Thiruppathur Taluk,
Sivagangai District.

4.P.S.Nagarajan

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorari, calling for the records pertaining to the order dated 12.10.2015 issued by the third respondent and quash the same.

For Petitioner : Mr.D.Sadiq Raja

For Respondents 1&2 : Mr.D.Muruganantham
Additional Government Pleader

For Respondent No.3 : Mr.J.Gunaseelan Muthiah
Additional Government Pleader

For Respondent No.4 : Mr.M.Saravana Kumar



O R D E R

The order of suspension dated 12.10.2015 placing the petitioner under suspension is under challenge in the present writ petition.

2.The impugned order of suspension was issued by the President of the Cooperative Society, which is not a State within the meaning of Article 12 of the Constitution of India. No writ petition can be entertained against a Cooperative Society as the employees of the Cooperative Societies are bound to exhaust the statutory remedy provided under the Tamil Nadu Cooperative Societies Act.

3.However, learned Additional Government Pleader, on instructions made a submission that the writ petitioner had already been reinstated and working in the Society as of now. This being the factum, no further adjudication is required.

4.Accordingly, the Writ Petition stands closed. No costs. Consequently, the connected miscellaneous petition is closed.

Sd/-

Assistant Registrar (CS-II)

// True Copy //

Sub Assistant Registrar(CS)

To

- 1.The Joint Registrar of Cooperative Societies,
Sivagangai Region, Sivagangai.
- 2.The Deputy Registrar of Cooperative Societies,
Karaikudi, Sivagangai District.
- 3.The President,
Q633, Nerkuppai PACCS, Nerkuppai Post,
Thiruppathur Taluk, Sivagangai District.

+1 CC to M/s.M.SARAVANA KUMAR, Advocate (SR-78782[F] dated 31/07/2019)

+1 CC to M/s.SPL GP (SR-78874[F] dated 31/07/2019)

W.P[MD]No.19219 of 2015
30.07.2019

MR

JMN(09.08.2019) 2P : 6C

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