



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 23.10.2019

CORAM:

THE HONOURABLE MR.JUSTICE **G.R.SWAMINATHAN**

Cont.P. (MD) Nos.1547, 1548, 1549, 1550, 1551, 1552, 1553, 1554, 1555, 1556, 1557, 1558, 1559 and 1560 of 2019

in

W.P. (MD) Nos.8451, 8452, 8454, 8455, 10507, 10508, 10509, 10512, 10510, 10511, 10514, 10515, 8453, and 10513 of 2019

- | | |
|-------------------------|--|
| 1. J.Ganeshkumar | ... Petitioner in CONT P(MD). 1547/ 2019 |
| 2. R.Rajesh | ... Petitioner in CONT P(MD). 1548/ 2019 |
| 3. K.Dhanalakshmi | ... Petitioner in CONT P(MD). 1549/ 2019 |
| 4. S.Kavitha | ... Petitioner in CONT P(MD). 1550/ 2019 |
| 5. R.Uma Maheshwari | ... Petitioner in CONT P(MD). 1551/ 2019 |
| 6. R.Murugan | ... Petitioner in CONT P(MD). 1552/ 2019 |
| 7. R.Krishnan | ... Petitioner in CONT P(MD). 1553/ 2019 |
| 8. N.Elangovan | ... Petitioner in CONT P(MD). 1554/ 2019 |
| 9. V. Narayanan | ... Petitioner in CONT P(MD). 1555/ 2019 |
| 10. V.S.Balasubramaniam | ... Petitioner in CONT P(MD). 1556/ 2019 |
| 11. L.Shanmugapriya | ... Petitioner in CONT P(MD). 1557/ 2019 |
| 12. L.Umamaheswari | ... Petitioner in CONT P(MD). 1558/ 2019 |
| 13. V.Arulmurugan | ... Petitioner in CONT P(MD). 1559/ 2019 |
| 14. N.Rajeswari | ... Petitioner in CONT P(MD). 1560/ 2019 |

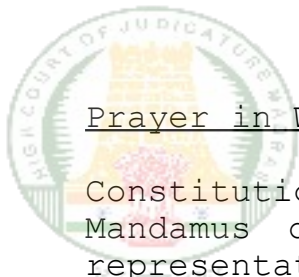
-Vs-

- 1.Vilvasekaran,
The Registrar of Co-Operative Societies (Housing),
Office of Tamil Nadu Co-Operative Housing Federation,
No.40, Ritherdon Salai,
Veppery, Chennai 600 007.
- 2.S.Anbalagan,
The President,
The Kumbakonam Town Co-Operative House,
Building Society Ltd., Z-127,
No.78, Bakthapuri Street,
Kumbakonam 612 007. ... Respondents in all Contempt Petitions

Common Prayer in CONT P(MD). Nos.1547/ 2019 to 1560/2019 :

These Contempt Petitions filed under Section 11 of the Contempt of Courts Act, to punish the respondents herein for the wilful disobedience of the order of this Honourable Court dated 15.4.2019 in WP(MD).Nos.8451 of 2019, 8452 of 2019, 8454 of 2019, 8455 of 2019, 10507 of 2019, 10508 of 2019, 10509 of 2019, 10512 of 2019, 10510 of 2019, 10511 of 2019, 10514 of 2019, 10515 of 2019, 8453 of 2019 and 10513 of 2019 respectively under section 11 of the contempt of Court Act.

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Prayer in WP(MD). 8451/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the respondents to consider the petitioner's representation dated 20.02.2019, and to direct the Third respondent and Fourth Respondent to execute and Register the Sale Deed pertaining to the Plot No.29, in Dr.M.G.R.Nagar, Muganthanallur Village, Annal Agraharam Panchayat, Kumbakonam Taluk, Thanjavur District, in favour of the petitioner.

Prayer in WP(MD). 8452/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the respondents to consider the petitioner's representation dated 20.02.2019, and to direct the Third respondent and Fourth Respondent to execute and Register the Sale Deed by pertaining to the Plot No.17, in Dr.M.G.R.Nagar, Muganthanallur Village, Annal Agraharam Panchayat, Kumbakonam Taluk, Thanjavur District, in favour of the petitioner.

Prayer in WP(MD). 8454/ 2019 :

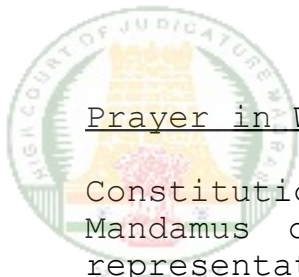
Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the respondents to consider the petitioner's representation dated 20.02.2019, and to direct the Third respondent and Fourth Respondent to execute and Register the Sale Deed by pertaining to the Plot No.46, in Dr.M.G.R.Nagar, Muganthanallur Village, Annal Agraharam Panchayat, Kumbakonam Taluk, Thanjavur District, in favour of the petitioner.

Prayer in WP(MD). 8455/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the respondents to consider the petitioner's representation dated 20.02.2019, and to direct the Third respondent and Fourth Respondent to execute and Register the Sale Deed by pertaining to the Plot No.7, in Dr.M.G.R.Nagar, Muganthanallur Village, Annal Agraharam Panchayat, Kumbakonam Taluk, Thanjavur District, in favour of the petitioner.

Prayer in WP(MD). 10507/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a writ of Mandamus directing the respondents to consider the petitioner's representation dated 7.3.2019, and to direct the Third respondent and Fourth respondent to execute and Register the Sale Deed by pertaining to the plot No. 01, in Dr. M.G.R.Nagar, Muganathanallur Village, Annal Agraharam Panchayat, Kumbakonam Taluk, Thanjavur District, in favour of the petitioner.



Prayer in WP(MD). 10508/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a writ of Mandamus directing the respondents to consider the petitioner's representation dated 20.02.2019, and to direct the Third respondent and Fourth respondent to execute and Register the Sale Deed by pertaining to the plot No. 15, in Dr. M.G.R.Nagar, Muganathanallur Village, Annal Agraharam Panchayat, Kumbakonam Taluk, Thanjavur District in favour of the petitioner.

Prayer in WP(MD). 10509/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a writ of Mandamus directing the respondents to consider the petitioner's representation dated 20.02.2019, and to direct the Third respondent and Fourth respondent to execute and Register the Sale Deed by pertaining to the plot No. 05, in Dr. M.G.R.Nagar, Muganathanallur Village, Annal Agraharam Panchayat, Kumbakonam Taluk, Thanjavur District in favour of the petitioner.

Prayer in WP(MD). 10512/ 2019 :

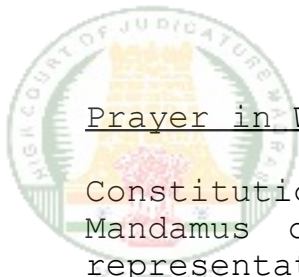
Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a writ of Mandamus directing the respondents to consider the petitioner's representation dated 20.02.2019 and to direct the Third respondent and Fourth respondent to execute and Register the Sale Deed by pertaining to the plot No. 08, in Dr. M.G.R.Nagar, Muganathanallur Village, Annal Agraharam Panchayat, Kumbakonam Taluk, Thanjavur District in favour of the petitioner.

Prayer in WP(MD). 10510/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a writ of Mandamus directing the respondents to consider the petitioner's representation dated 20.02.2019, and to direct the Third respondent and Fourth respondent to execute and Register the Sale Deed by pertaining to the plot No. 37, in Dr. M.G.R.Nagar, Muganathanallur Village, Annal Agraharam Panchayat, Kumbakonam Taluk, Thanjavur District in favour of the petitioner.

Prayer in WP(MD). 10511/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a writ of Mandamus directing the respondents to consider the petitioner's representation dated 20.02.2019 and to direct the Third respondent and Fourth respondent to execute and Register the Sale Deed by pertaining to the plot No. 09, in Dr. M.G.R.Nagar, Muganathanallur Village, Annal Agraharam Panchayat, Kumbakonam Taluk, Thanjavur District in favour of the petitioner.



Prayer in WP(MD). 10514/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a writ of Mandamus directing the respondents to consider the petitioner's representation dated 20.02.2019, and to direct the Third respondent and Fourth respondent to execute and Register the Sale Deed by pertaining to the plot No. 26, in Dr. M.G.R.Nagar, Muganathanallur Village, Annal Agraharam Panchayat, Kumbakonam Taluk, Thanjavur District in favour of the petitioner.

Prayer in WP(MD). 10515/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a writ of Mandamus directing the respondents to consider the petitioner's representation dated 20.02.2019, and to direct the Third respondent and Fourth respondent to execute and Register the Sale Deed by pertaining to the plot No. 25, in Dr. M.G.R.Nagar, Muganathanallur Village, Annal Agraharam Panchayat, Kumbakonam Taluk, Thanjavur District in favour of the petitioner.

Prayer in WP(MD). 8453/ 2019 :

Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Mandamus directing the respondents to consider the petitioner's representation dated 20.02.2019, and to direct the Third respondent and Fourth Respondent to execute and Register the Sale Deed by pertaining to the Plot No.38, in Dr.M.G.R.Nagar, Muganathanallur Village, Annal Agraharam Panchayat, Kumbakonam Taluk, Thanjavur District, in favour of the petitioner.

Prayer in WP(MD). 10513/ 2019 :

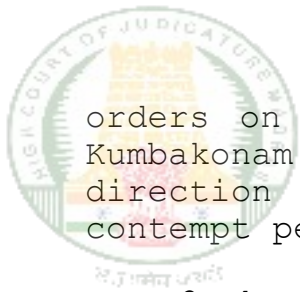
Writ Petition is filed under Article 226 of the Constitution of India, praying this Court to issue a writ of Mandamus directing the respondents to consider the petitioner's representation dated 07.03.2019, and to direct the Third respondent and Fourth respondent to execute and Register the Sale Deed by pertaining to the plot No. 02, in Dr. M.G.R.Nagar, Muganathanallur Village, Annal Agraharam Panchayat, Kumbakonam Taluk, Thanjavur District in favour of the petitioner.

For Petitioner : Mr.M.Aravind Subramaniam
For Respondents : Mr.M.Rajaraman,
Government Advocate

COMMON ORDER

This Court by order dated 15.04.2019, had directed the Registrar of Co-operative Societies (Housing), Chennai to pass

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orders on the proposal sent by the president, the President, the Kumbakonam Town Co-operative House Limited. Alleging that the direction given by this Court has not been complied with, these contempt petitions have been filed.

2. When the matter was taken up for hearing, the learned Government Advocate pointed out that pursuant to the direction given by this Court, an order dated 26.08.2019 has already been passed by the Registrar of Co-operative Societies (Housing), Chennai. Therefore, I am of the view that the present contempt proceedings will not lie. I make it clear that this Court has not gone into the merits of the matter. The petitioners will have to necessarily challenge the order dated 26.08.2019, in the manner known law. With such liberty to the petitioners, these contempt petitions stand closed.

Sd/-

Assistant Registrar (CO)

// True Copy //

Sub Assistant Registrar(CS)

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To

1. Vilvasekaran,

The Registrar of Co-Operative Societies (Housing),
Office of Tamil Nadu Co-Operative Housing Federation,
No.40, Ritherdon Salai, Veppery, Chennai 600 007.

2. S. Anbalagan,

The President,
The Kumbakonam Town Co-Operative House
Building Society Ltd., Z-127,
No.78, Bakthapuri Street, Kumbakonam 612 007.

+1 CC to M/s.M.ARAVIND SUBRAMANIAM, Advocate (SR-94317[F] dated 24/10/2019)

+1 CC to M/s.SPL GP (SR-94248[F] dated 24/10/2019)

**Cont.P.(MD)Nos.1547, 1548, 1549, 1550, 1551, 1552,
1553, 1554, 1555, 1556, 1557, 1558, 1559 and 1560
of 2019**

**W..P.(MD)Nos.8451, 8452, 8454, 8455, 10507, 10508,
10509, 10512, 10510, 10511, 10514, 10515, 8453,
and 10513, of 2019
23.10.2019**

JMN(20.12.2019) 5P : 5C