

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 07.10.2020

CORAM

THE HON'BLE Mr. JUSTICE P.N. PRAKASH

W.P.(CrI.)No.13743 of 2020
and WMP.No.17084 of 2020

- 1.P.R.Kasilingam
- 2.R.K.Maheswari
- 3.K.Sampathkumar

Rep by his Power of Attorney Mr.P.R.Kasilingam

- 4.K.Sivasankar

Rep by his Power of Attorney Mr.P.R.Kasilingam

- 5.K.Sakthiyabama
- 6.R.Sowrimala
- 7.S.Amarnath
- 8.K.Anand
- 9.R.Manjammal
- 10.R.Alagarsamy
- 11.A.Dhanalakshmi
- 12.A.Jeyalakshmi

... Petitioners

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Vs.

- 1.The District Revenue Officer
District Revenue Office
Tiruppur District.
- 2.The District Revenue Officer
Office of the District Revenue Officer
Coimbatore.

3.The Additional Superintendent of Police
CBI/EOW/Chennai
Crime No. R.c.No. 12/E/2011

4. M/s.Pazee Forex Trading India Pvt Limited
Rep. By Managing Director Mr.Mohan Raj
Sri Muthu Plaza, III Floor
320, Avinashi Road
Tiruppur.

... Respondents

Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus, directing the first respondent herein to dispose of the representations of the petitioners herein, dated 03.06.2020 in respect of 1 to 8 petitioners herein; and 08.06.2020 in respect of 9 to 12 petitioners herein; made to the first respondent and pass orders in accordance with law within a period stipulated by this Court.

For Petitioners : Mr.C.Sivanesan

For Respondents : Mrs.P.Kritika Kamal
Govt. Advocate (Crl Side)
for RR1 & 2

Mr.K.Srinivasan
Special Public Prosecutor for
CBI Cases for R3

ORDER

This writ petition has been filed seeking a direction, to direct the the first respondent to dispose of the representations of the petitioners dated 03.06.2020 and 08.06.2020.

2. It is the case of the petitioners that they have invested their money in M/s.Pazee Forex Trading India Pvt Limited, and had lost. It is their contention that the said financial establishment is facing a prosecution in C.C.No.9 of 2011 in the Special Court for TNPID Cases, Coimbatore. While so, the petitioners have given representations dated 03.06.2020 and 08.06.2020 to the first and second respondents herein, and thereafter, filed the present writ petition for mandamus.

3. In the opinion of this Court, a direction as prayed for by the petitioners cannot be granted, since there is no statutory obligation for the respondents 1 and 2 to dispose of the representations given by the petitioners. The remedy open to the petitioners is to wait for the first and second respondents to realise all the assets of the defaulting

company, and thereafter, disburse the amounts so realised, equitably to the depositors.

4. With the above observation, this Writ Petition is closed. No costs. Consequently, connected miscellaneous petition is closed.

07.10.2020

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Index : Yes / No
Speaking Order / Non-speaking Order

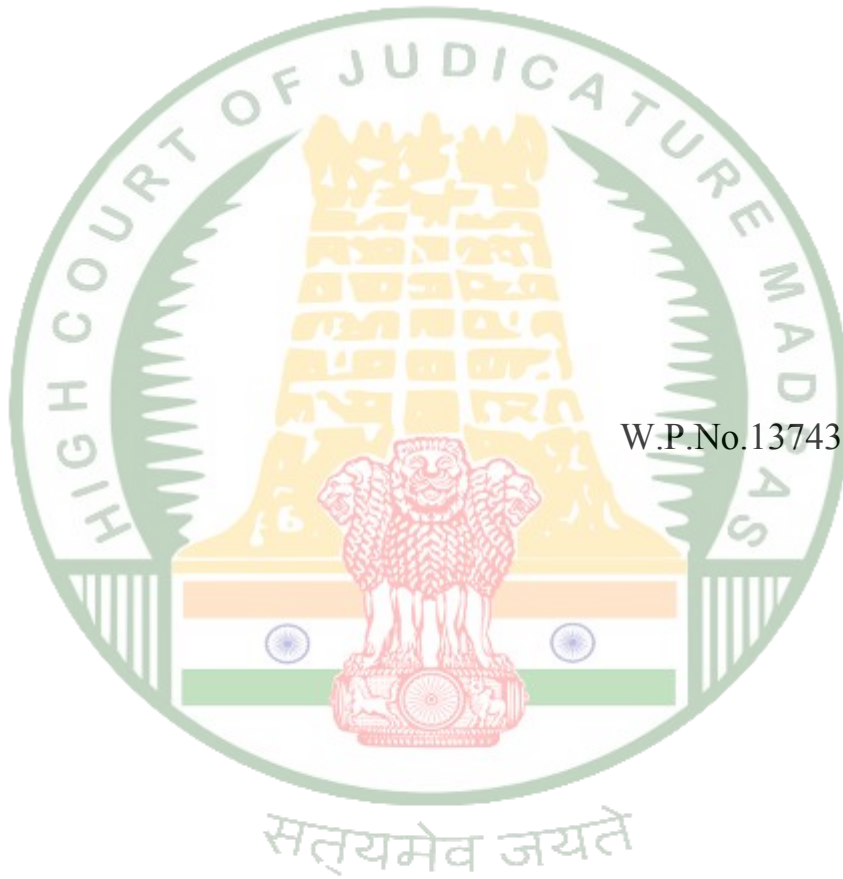
To:

- 1.The District Revenue Officer
District Revenue Office,
Tiruppur District.
- 2.The District Revenue Officer
Office of the District Revenue Officer
Coimbatore.
- 3.The Additional Superintendent of Police
CBI/EOW/Chennai
Crime No. R.C.No. 12/E/2011
- 4.The Public Prosecutor
High Court of Madras, Chennai.

W.P.(Crl.)No.13743 of 2020

P.N.PRAKASH, J.

ds



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