

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.10.2020

CORAM

THE HONOURABLE MR. JUSTICE N. ANAND VENKATESH

W.P.No.13603 of 2020

and

W.M.P. Nos.16896 & 16898 of 2020

Chellakannu

... Petitioner

Vs.

1.The Deputy Registrar of Cooperative Societies,
Attur Circle, Attur,
Salem District.

2.The President,
S.425, Seeliyampatti Primary Agricultural
Cooperative Credit Society,
Seeliyampatti, Attur Taluk,
Salem District.

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India for issuance of a Writ of Certiorari, calling for the entire records relating to the impugned order passed by the 1st respondent in his proceedings Na.Ka.2054 / 2004 Sa.Pa, dated 26.03.2018 confirmed in CMA (CS) No.21 / 2018, dated 18.11.2019 on the file of the Principal Sessions Judge, Salem and quash the same in so far as the petitioner is concerned.

For Petitioner : Mr.C.Prakasam

For Respondents: Mr.L.P.Shanmugasundaram
Special Government Pleader

ORDER

This writ petition has been filed challenging the orders passed by the Special Tribunal/Principal Sessions Judge, Salem. The Division Bench of this Court in judgment reported in 2020 (1) CWC Pg.417 [E.S.Sundara Mahalingam v. Special Tribunal for Cooperative Cases (District Judge)] has categorically held that the order passed by the Special Tribunal under Section 152 of the Tamil Nadu Cooperative Societies Act can be challenged by way of filing a Civil Revision Petition under Article 227 of the Constitution of India and a writ petition is not maintainable.

In view of the above, this writ petition is not maintainable and the same is closed by giving liberty to the petitioner to work out his remedy in accordance with the judgment of the Division Bench of this Court. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(CS)

//True Copy//

Sub Assistant Registrar

To

1.The Deputy Registrar of Cooperative Societies,
Attur Circle, Attur,
Salem District.

2.The President,
S.425, Seeliyampatti Primary Agricultural
Cooperative Credit Society,
Seeliyampatti, Attur Taluk,
Salem District.

+1 cc to the Government Pleader, sr.32650

+1 cc to Mr.LP.Shanmugasundaram, Advocate, sr.32902

ss(co)
krd 29/10

W.P.No.13603 of 2020

सत्यमेव जयते
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