

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.02.2021

CORAM

THE HON'BLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

CRP.NPD.No.3271 of 2008

and

MP.No.1 of 2008

E.M.Palaniswamy

..Petitioner

Vs.

- 1.The Deputy Registrar of Co-operative Societies,
Coimbatore - 641 018
- 2.The Coimbatore District Consumer
Cooperative Wholesale Stores rep by its
Secretary, R.S.Puram, Coimbatore-02
- 3.A.S.H.Sheik Dawood
- 4.A.S.H.Moosa
- 5.K.V.Rangarajan
- 6.S.Pichumani
- 7.S.Marisamy
- 8.V.Rajaraman
- 9.E.S.Shanmugasundaram
- 10.M.Chinnadurai
- 11.S.Ramachandran
- 12.S.N.Durai
- 13.S.Subramanian
- 14.D.Koilpitchai
- 15.G.Ramamurthi
- 16.N.Subbaya
- 17.S.Sivanandam
- 18.M.Arumugam
- 19.R.Kumarasamy
- 20.V.Rajagopalan
- 21.G.A.Subbulakshmi
- 22.Special Officer,
Educated Unemployed Youth
Cooperative Society, Office of the
Deputy Registrar, Coimbatore-18

..Respondents

PRAYER:

The Civil Revision Petition is filed under Article 227 of the Constitution of India against the order dated 31.01.2008 passed by the Principal District Judge, Coimbatore in CMA.No.119 of 1995.

For Petitioner : Mr.V.Goverdhan
For Respondents :
For R1 : Mr.L.P.Shanmugasundaram,
Special Government Pleader
For R2 : Mr.P.Anbarasan
R5,10,11,13 to 15 :
17,19,21,22 : notice served
R3,4,6 to 9,
16, 18 to 20 : not ready in notice

ORDER

This civil revision petition is arising out of the order dated 31.01.2008 passed by the Principal District Judge, Coimbatore in CMA.No.119 of 1995.

2. It is seen that the petitioner and other persons suffered an arbitration award in ARC.No.310/1989-90 dated 20.01.1995 under Section 90 of the Tamil Nadu Cooperative Societies Act, 1983, against which statutory appeals were filed, which were also dismissed. However, against the said orders, civil revision petitions were filed before this Court by some of the persons and this Court allowed the

same and set aside the award passed in ARC.No.310/98-90 dated 20.01.1995 in respect of the petitioners therein.

3. Now the petitioner also has come forward with this civil revision petition against the same arbitration award. Therefore, the petitioner is also entitled for the same relief granted by this Court in CRP.NPD.Nos.3210, 3590 and 3591 of 2008 dated 18.06.2010.

4. As such, in view of the order passed in CRP.NPD.Nos.3210, 3590 and 3591 of 2008 dated 18.06.2010, this civil revision petition is also allowed and the award dated 20.01.1995 passed in ARC.No.310/1989-90 as confirmed by the Special Tribunal for Cooperative cases (Principal District Judge, Coimbatore) in Cooperative Civil Miscellaneous Appeal No.CMA.No.119 of 1995 dated 31.01.2008 is set aside only insofar as the petitioner herein is concerned. Consequently, connected miscellaneous petition is closed. No order as to costs.

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25.02.2021

Speaking/Non-speaking order

Index : Yes/No

Internet : Yes/No

lok

G.K.ILANTHIRAIYAN,J.

lok

To

The Principal District Judge,
Coimbatore



CRP.NPD.No.3271 of 2008

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