



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.11.2021

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P.No.32182 of 2013

P.Kasiannan
President,
Turmeric Farmers Association of India,
No.7, Ramanaickanpalayam,
Vallipurathanpalayam Post,
V.Vellode - Via, Erode - 638 112.

...Petitioner

Vs

1.The Union of India,
Ministry of Corporate Affairs,
Shastri Bhavan, 5th Floor,
A Wing, DR.Rajendra Prasad Road,
New Delhi - 1.

2.The Regional Director,
Ministry of Corporate Affairs,
Southern Region,
Shastri Bhavan,
5th Floor, Haddows Road,
Nungambakkam,
Chennai - 600 034.

3.M/s.Erode Hi-Tech Weaving Park,
Mayor Complex,
No.21, Palaniappa Street,
Erode - 638 009.

...Respondents

PRAYER : Writ Petition filed Under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the 2nd respondent to consider the petitioner's complaint/representation dated 30.11.2012.

For Petitioner : Mr.N.Manokaran

For Respondents : Mr.K.Venkataswamy Babu
Senior Panel Counsel
[For R1 & R2]

Mr.S.Ravi
For M/s.Gupta and Ravi
[For R3]



as an Informer regarding certain allegations, when the Company is registered under the Companies Act and the affairs of the Companies are to be inspected or looked into by the competent authorities.

8. For example, a Company involving in certain irregularities or illegalities, whether affecting or not affecting the public, may brought to the notice of the authorities for appropriate inspection or actions. It is for the authorities to take a decision in this regard and proceed further in accordance with law. This being the principles to be adopted, the direction as such sought for need not be considered at this point of time, in view of the fact that the petitioner may not have any right to enforce something which is not existing. However, the informations provided by the petitioner may be looked into by the competent authorities in the interest of persons, who all are connected with the third respondent Company. For all purposes, the petitioner is to be treated only an Informer and therefore, it is for the authorities to look into the complaint and take appropriate action, if necessary in accordance with law.

9. With these observations, the writ petition stands disposed of. No costs.

Sd/-

Assistant Registrar(CS-III)

//True Copy//

Sub Assistant Registrar

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To

1.The Union of India,
Ministry of Corporate Affairs,
Shastri Bhavan, 5th Floor, A Wing,
DR.Rajendra Prasad Road, New Delhi - 1.

2.The Regional Director,
Ministry of Corporate Affairs,
Southern Region, Shastri Bhavan,
5th Floor, Haddows Road,
Nungambakkam, Chennai - 600 034.

+1cc to Mr.N.Manokaran, Advocate, S.R.No.61458
+1cc to Mr.Gupta & Ravi, Advocate, S.R.No.61689

W.P.No.32182 of 2013

KV(CO)
RVM(03/12/2021)