



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 25.01.2021

CORAM:

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P. (MD)No.1183 of 2021

WEB COPY

Velayutham

... Petitioner

-Vs-

1.The Principal Secretary,
Housing and Urban Development Department,
Secretariat, Fort St.George,
19, Rajaji Salai,
Chennai-600 009.

2.The Registrar (Housing),
IInd Floor,
The Tamil Nadu Co-operative Housing Federation Building,
No.48, Ritherdon Road,
Vepery,
Chennai 600 007.

3.The Regional Deputy Registrar (Housing),
Samuthu School Street,
Kajanagar,
Mannarpuram,
Tiruchirappalli-620 020.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India to issue a Writ of Mandamus, directing the respondents to take disciplinary action and detailed enquiry against the erred employees (ie) T.Ramar and M.Karmegam U/s 76 & 81 of the Tamil Nadu Co-operative Societies Act to be conducted by some other honest Co-operative Sub Registrar by considering the representation of the petitioner dated 02.01.2021 within a time frame as fixed by this Court.

For Petitioner : Mr.S.Karthikeyan

For Respondents : Mr.M.Mahendran
Additional Government Pleader

ORDER

Heard the learned counsel appearing for the petitioner and the learned Additional Government Pleader appearing for the respondents.

2.The petitioner has given a representation dated 02.01.2021 and in the said representation, he has made certain allegations against one Ramar and one Karmegam. The petitioner wants this Court



to direct the respondent Authorities to take action against the said employees under Sections 76 and 81 of the Tamil Nadu Co-operative Societies Act.

3.The learned Additional Government Pleader points out that the petitioner is not a public interested third party and that he is a suspended secretary of the very same co-operative society. In fact, he is also facing some proceedings.

4.I do not want to go into the factual controversies. Whether to take disciplinary action against the employees or not is left to the discretion of the employer concerned. It is not for this Court to issue any Mandamus in that regard. Therefore, the Writ Petition is disposed of, leaving it open to the authority concerned to take action as they deem fit. No costs.

Sd/-

Assistant Registrar (P&A)

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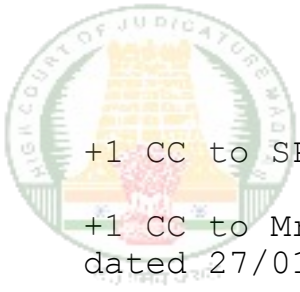
/ /2021

Sub Assistant Registrar(CS)

Note :In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

To

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+1 CC to SPL GP (SR-2165[F] dated 27/01/2021)

+1 CC to Mr.S.KARTHIKEYAN, Advocate (SR-2229[F]
dated 27/01/2021)

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(CO)

KV(10.02.2021) 3P 6C