



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED:15.02.2021

CORAM:

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P. (MD)No.1176 of 2016

and

W.M.P (MD) .Nos.972 and 973 of 2016

S.Chelladurai

... Petitioner

Vs.

- 1.The Joint Registrar of Co-operative Societies,
Nagercoil, Kanyakumari District.
- 2.The Deputy Registrar of Co-operative Societies,
Thuckalay, Kanyakumari District.
- 3.The Sub Registrar,
of Co-operative Societies,
Enquiry Officer,
Y.55, Kunnathoor Primary Agriculture
Co-operative Credit Society,
Pudukadai, Kanyakumari district.
- 4.The Kunnathoor Primary Agricultural Co-operative
Credit Society Ltd, No.Y.55 represented
by its President,
Co-operative Bank Road,
Pudukkadai, Pudukkadai Post,
Kanyakumari District.
- 5.C.Mohandhas, President
Kunnathoor Primary Agricultural Co-operative
Credit Society Ltd, No.Y.55
Co-operative Bank Road,
Pudukkadai, Pudukkadai Post,
Kanyakumari District.

... Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorari, calling for the records of the 2nd respondent pertaining to his order dated 13.10.2015 in Na.Ka.6015/2014/Tha Va.Sa(2) on his file, quash the same and all proceeding pursuant thereto.

For Petitioner : Mr.Ragatheesh Kumar
for Mr.V.M.Balamohan Thambi

For R1 to R3 : Mr.C.Ramar
Additional Government Pleader

For R4 & R5 : Mr.Jerin Mathew



O R D E R

This Writ Petition has been filed by the petitioner challenging the impugned order dated 13.10.2015.

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2. When the matter is taken up for hearing today, the learned Additional Government Pleader appearing for the respondents 1 to 3 submitted that the petitioner has challenged the notice under Section 81 of the Co-operative Societies Act and subsequently, after completing the said 81 enquiry, surcharge proceedings were initiated. Aggrieved over the same, the petitioner has filed a Civil Miscellaneous Appeal before the District Court, Nagercoil, Kanyakumari, in C.M.A.CS.No.13 of 2018 and hence, nothing survives for adjudication in this writ petition. .

3. In view of the submissions made by the learned Additional Government Pleader appearing for the respondents 1 to 3, this Writ Petition is dismissed. No costs. Consequently, connected miscellaneous petitions are closed.

Sd/-

Assistant Registrar (Records)

// True Copy //

/ /2021

Sub Assistant Registrar(CS)

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To

1. The Joint Registrar of Co-operative Societies,
Nagercoil, Kanyakumari District.
2. The Deputy Registrar of Co-operative Societies,
Thuckalay, Kanyakumari District.
3. The Sub Registrar,
of Co-operative Societies,
Enquiry Officer,
Y.55, Kunnathoor Primary Agriculture
Co-operative Credit Society,
Pudukadai, Kanyakumari district.

+1 CC to M/s.SPL GP (SR-5776[F] dated 17/02/2021)

W.P. (MD)No.1176 of 2016

and

W.M.P (MD) .Nos.972 and 973 of 2016

15.02.2021

smv (CO)

KK(02.03.2021) 2P 5C