



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.02.2022

CORAM:

THE HONOURABLE MR.JUSTICE M.S.RAMESH

W.P.No.9774 of 2012

1.N.Palanisamy (died)
2.Thamaraiselvi
3.Shanmuga Saranya
4.Subalakshmi
5.Thirumathal
(P2 to P5 substituted as LRs of
deceased sole petitioner vide order
dated 09.12.2021 in WMP.8037/2020
in WP.No.9774/2012)

...Petitioners

-Vs-

1. The Joint Registrar of
Co-operative Societies,
Coimbatore Zone, Coimbatore.

2. Deputy Registrar of
Co-operative Societies,
Pollachi Zone, Pollachi,
Coimbatore.

3. Special Officer,
Valparai Cooperative Urban Bank Ltd.,
Valparai, Coimbatore District.

...Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Certiorarified Mandamus, call for the entire records of the 3rd respondent dated 30.08.2011 and confirmed by the 1st respondent in Appeal No.10341/11/Ve2 dated 17.02.2012, quash the same and thereby direct the 3rd respondent to reinstate me as Assistant Manager with all pay, all the back wages, arrears of salary and attendant benefits etc.

For Petitioners : Mr.C.Veeraraghavan

For R1 & R2 : Mr.U.Baranidharan,
Additional Government Pleader

For R3 : Mr.S.Arumugam,
Government Advocate



heirs of the deceased petitioner, if the matter is remitted back for reconsideration. Even otherwise, since the co-delinquent, namely, the Cashier Jaganathan, who was imputed with similar charges, has been ordered to be reinstated back into service, I do not find any justification in directing the first respondent to reconsider the matter.

7. For all the foregoing reasons, the impugned order passed by the third respondent dated 30.08.2011, which was confirmed by the first respondent in the appeal dated 17.02.2012, are quashed. Consequently, there shall be a direction to the respondents to forthwith disburse the death-cum-retirement benefits to the legal heirs of late N.Palanisamy, who are the petitioners 2 to 5 herein, within a period of four (4) weeks from the date of receipt of a copy of this order.

8. The Writ Petition stands allowed, accordingly. No costs.

Sd/-
Assistant Registrar (CS-II)

//True Copy//

Sub Assistant Registrar

hvk

To

1. The Joint Registrar of Co-operative Societies,
Coimbatore Zone, Coimbatore.
2. Deputy Registrar of Co-operative Societies,
Pollachi Zone, Pollachi, Coimbatore.
3. Special Officer,
Valparai Cooperative Urban Bank Ltd.,
Valparai, Coimbatore District.

+1cc to Mr.C.Veeraraghavan, Advocate, S.R.No.10198

+1cc to the Government Pleader, S.R.No.10762

W.P.No.9774 of 2012

PCH(CO)
SU(10/03/2022) (14/03/2022)