



WEB COPY

W.P.No. 25470 of 2019



IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED : 04.11.2022**

CORAM

**THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM**

**W.P.No. 25470 of 2019**

**and**

**W.M.P.Nos. 24995 & 24997 of 2019**

P. Kamala

... Petitioner

Vs.

1. The Joint Registrar of Cooperative Societies/  
Revisional Authority,  
Kancheepuram Region,  
Vandhavasi Road, Opp: Collectorate,  
Kancheepuram, Kancheepuram District.
2. The Deputy Registrar of Cooperative Societies,  
Kancheepuram Circle,  
Vandhavasi Road, Opp: Collectorate,  
Kancheepuram, Kancheepuram District.
3. The Managing Director,  
Sriperumpudur Agricultural Producers  
Cooperative Marketing Society,  
Nazaratpet, Chennai – 600 123.

... Respondents

**Prayer:** Writ Petition filed Under Article 226 of the Constitution of India for issuance of a Writ of Certiorarified Mandamus, calling for the entire records relating to the impugned order passed by the first respondent in his proceedings Na.Ka.5712/2017/Sa.Pa., dated 30.11.2018 and quash the same and consequently directing the respondents to disburse the petitioner's retirement benefits like gratuity, provident fund, encashment of earned leave and encashment of un-earned leave on private affairs and the salary arrears including reimbursement for medical leave salary to the petitioner.



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W.P.No. 25470 of 2018



For Petitioner  
For Respondents

: Mr. C. Prakasam  
: Mr. R. P. Murugan Raja  
Government Advocate  
for R1 and R2  
Mr. L.P. Shanmugasundaram  
for R3

### **ORDER**

The petitioner has challenged the revisional order dated 30.11.2018 passed by the first respondent under Section 153 of the Tamilnadu Cooperative Societies Act, confirming the punishment of compulsory retirement.

2. When the matter is taken up for final hearing, the learned counsel appearing on behalf of the writ petitioner, C. Prakasam, made a submission that the petitioner is now confined the relief to the extent of settling the terminal benefits, due to him and the petitioner is not pressing the relief to set aside the punishment of compulsory retirement.

3. In view of the submissions made on behalf of the petitioner, this Court is of the opinion that the benefits due to the compulsory retirement employees, must be settle in favour of the petitioner.



4. The learned counsel appearing on behalf of the respondents made a submission that the benefits to be calculated as per the rules and accordingly, to be settled.

5. In view of the facts and circumstances, the third respondent society is directed to settle the terminal benefits as applicable to the writ petitioner, taking note of the punishment of compulsory retirement, within a period of twelve weeks from the date of receipt of a copy of this order.

6. With these directions, the writ petition stands disposed of. No costs. Consequently, connected miscellaneous petitions are closed.

**04.11.2022**

mrn  
Index : Yes / No  
Speaking order / Non-Speaking order

To

1. The Joint Registrar of Cooperative Societies/  
Revisional Authority,  
Kancheepuram Region,  
Vandhavasi Road, Opp: Collectorate,  
Kancheepuram, Kancheepuram District.



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W.P.No. 25470 of 2016



**S.M.SUBRAMANIAM, J.**

mrn

2. The Deputy Registrar of Cooperative Societies,  
Kancheepuram Circle,  
Vandhavasi Road, Opp: Collectorate,  
Kancheepuram, Kancheepuram District.
3. The Managing Director,  
Sriperumpudur Agricultural Producers  
Cooperative Marketing Society,  
Nazaratpet, Chennai – 600 123.

**W.P.No. 25470 of 2016**

**and**

**W.M.P.Nos. 24995 & 24997 of 2019**

**04.11.2022**