



W.P.(MD)No.4585 of 2012

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **15.09.2022**

CORAM

THE HON'BLE MR.JUSTICE MRS.JUSTICE S.SRIMATHY

W.P.(MD)No.4585 of 2012

and

M.P.(MD)No.2 of 2012

Nadar Mahajana Sangam
S.Vellaichamy Nadhaar College,
Nagamalai Pudukottai,
Madurai District,
Through its COrrspondence/Secretary

... Petitioner

Vs.

1. The Assistant Provident Fund Commissioner,
Employees Provident Fund Organization,
Lady Doak College Road, Chokkikulam,
Madurai – 625 002.

2. The Recovery Officer,
Employees Provident Fund Organization,
Lady Doak College Road, Chokkikulam,
Madurai – 625 002.

3. The Branch Manager,
Tamil Nadu Mercantile Bank Ltd.,
Nagamalai Pudukottai,
Madurai.

... Respondents



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PRAYER : Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, to call for the records from the file of the second respondent herein the proceedings bearing in No.M2/TN/MDU/57354/Recy/RO/2012, dated 22.03.2012 and quash the same and direct the first and second respondents to refund the amount of Rs. 9,57,774/- collected from the third respondent Bank from the petitioner's account with interest of 18% and damages for the illegal collection of Rs. 3,01,776/- .

For Petitioner : Mr.P.Chandra Bose

For R1 & R2 : Mr.Karthi

For R3 : M/S.S.Anu

ORDER

This Writ Petition is filed to quash the impugned order, dated 22.03.2012, with the consequential relief and direct the respondents to refund the amount of Rs.9,57,774/- collected from the third respondent Bank from the petitioner's account with 18% interest and damages for the illegal collection of Rs.3,01,776/-.



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2. The learned Counsels appearing for the petitioner as well as the respondents submitted that already the respondents have refunded the amount which was collected illegally. Therefore, nothing survives for adjudication.

3. Recording the said submission, this Writ petition is dismissed as infructuous. Consequently, connected miscellaneous petition is closed.

15.09.2022

Index : Yes / No
Internet : Yes / No
jbr

To

1. The Assistant Provident Fund Commissioner,
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Madurai – 625 002.

2. The Recovery Officer,
Employees Provident Fund Organization,
Lady Doak College Road, Chokkikulam,
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S.SRIMATHY, J

jbr

3. The Branch Manager,
Tamil Nadu Mercantile Bank Ltd.,
Nagamalai Pudukottai,
Madurai.

Order made in
W.P.(MD)No.4585 of 2012

15.09.2022