



W.P.(MD)No.11725 of 2022

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 22.08.2022

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.11725 of 2022

Pitchaimani

... Petitioner

Vs

- 1.The Registrar,
Tamil Nadu Cooperative Societies,
Chennai – 600 106.
- 2.The Sub Registrar,
Tamil Nadu Cooperative Societies,
Theni District.
- 3.The Secretary,
A-1807-Primary Agricultural
Cooperative Credit Society,
Silamalai Village,
Bodinayakanur Taluk,
Theni District – 628 528.
- 4.The Chairman,
A-1807-Primary Agricultural
Cooperative Credit Society,
Silamalai Village,
Bodinayakanur Taluk,
Theni District – 628 528.



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5. The Deputy Registrar,
Tamil Nadu Cooperative Societies,
Uthamapalayam,
Theni District.
(R.5 is *suo motu* impleaded vide
Court order dated 22.08.2022)

... Respondents

Prayer: Writ Petition filed under Article 226 of the Constitution of India praying to issue a Writ of Mandamus, to direct the third respondent to return the petitioner's Gold Jewel Loan of 22 grams with 900 milligram in the third respondent office vide Loan Credit No: 4012 dated: 21.12.2015, based on the petitioner's representation dated 26.04.2022, within stipulated time fixed may be fixed by this Court.

For Petitioner : Mr.R.Senthilkumar

For Respondents : Mr.M.Senthil Ayyanar
Government Advocate

ORDER

Heard the learned counsel on either side.

2. The case of the petitioner is that the petition mentioned jewels were pledged with the respondent Cooperative Society and that he had later repaid the loan. However, the jewels have not been returned so far. The petitioner has given a representation dated 26.04.2022 in this regard. The petitioner shall file a fresh representation before the fifth respondent and the fifth respondent shall



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enquire into the same. If the fifth respondent finds that the redemption amount had been paid but some fraud had been committed by the Cooperative Society, the petitioner cannot be made to bear the loss and an appropriate order on merits will be passed. The petitioner undertakes to move the fifth respondent within a period of one week from the date of receipt of a copy of this order. The fifth respondent shall conclude the enquiry and pass final order within a period of four weeks thereafter.

3. This writ petition is disposed of. No costs.

22.08.2022

Index : Yes / No
Internet : Yes/ No
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To

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Tamil Nadu Cooperative Societies,
Theni District.

3.The Secretary,
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- 4.The Chairman,
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Bodinayakanur Taluk,
Theni District – 628 528.
- 5.The Deputy Registrar,
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