



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 11.02.2022

CORAM

THE HONOURABLE MR.JUSTICE S.M.SUBRAMANIAM

W.P. (MD)No.24494 of 2019
and
WMP (MD)No.21116 of 2019

P.Subramani

... Petitioner

Vs.

1.The Joint Registrar of Co-operative Societies,
Collectorate,
Thanthunimalai,
Karur District.

2.The President,
R-240, K.N.Pudur Primary Agricultural
Co-operative Credit Society,
N.Pudur, Nanniyoor Post,
Karur District.

... Respondents

PRAYER: Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Certiorari, calling for the records pursuant to the impugned proceeding No.Nil dated 11.11.2019 of the 2nd respondent and quash the same within the time stipulated by this Court.

For Petitioner :Mr.R.Ramasamy

For R1 :Mr.P.Thilak Kumar
Govt.Pleader

Assisted by Mr.Ramesh
Government Advocate

For R2 : No Appearance

O R D E R

The order dated 11.11.2019 passed by the President of the 2nd respondent K.N.Pudur Primary Agricultural Co-operative Credit Society is under challenge in the present writ petition.

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2. The order impugned is related to disciplinary proceedings. However, the second respondent Co-operative Society is the registered Society under the Tamil Nadu Co-operative Societies Act and therefore, not a State within the meaning of Article 12 of the Constitution of India. The principles regarding the maintainability of the writ petition has been settled by the Larger Bench of the High Court of Madras in the case of **Marappan K. Vs. The Deputy Registrar of Co-operative Societies**, reported in **[2006(4) CTC 689]**. Thus, the petitioner has to exhaust the statutory remedy contemplated under the Tamilnadu Co-operative Societies Act. A revision is provided under Section 153, which is an efficacious remedy and therefore, the petitioner is at liberty to approach the competent revisional authority for redressing his grievance.

3. With these liberty, the writ petition stands dismissed. No costs. Consequently, the connected miscellaneous petition is also dismissed.

Sd/-
Assistant Registrar

/TRUE COPY/

/ /2022
Sub Assistant Registrar (CS)

MPK

To

1.The Joint Registrar of Co-operative Societies,
Collectorate,
Thanthunimalai,
Karur District.

2.The President,
R-240, K.N.Pudur Primary Agricultural
Co-operative Credit Society,
N.Pudur, Nanniyoor Post,
Karur District.

+1 CC to M/s.T.RAMASAMY, Advocate (SR-5857[F] dated 14/02/2022)

+1 CC to M/s.SPL GP (SR-5974[F] dated 14/02/2022)

W.P. (MD)No.24494 of 2019

11.02.2022

MK/25.02.2022/2P/5C

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