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W.P.(MD)No.6310 of 2021

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.02.2023

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.6310 of 2021

K.Dhanuskodi

... Petitioner

Vs.

- 1.The Joint Registrar of Co-operative Societies,
Office of the Joint Registrar of Cooperative Societies,
Palanganatham, Madurai - 625003.
- 2.The Circle Deputy Registrar of Co-operative Societies,
O/o.Circle Deputy Registrar of Co-operative Societies,
Usilampatti, at Thirumangalam,
Thirumangalam Post, Madurai District.
- 3.A.2096, J.Mallapuram Primary Agricultural Cooperative
Credit Society, Represented by its President P.Mahalingam,
J.Mallapuram, Peraiyur Taluk,
Madurai District.
(R3 is impleaded vide
Court order dated 26.04.2021)

... Respondents

PRAYER: Writ petition is filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus directing the 1st respondent to pass appropriate orders based on the enquiry report submitted by the Co-operative Sub-Registrar / Filed officer dated 20.05.2020 and consequential representation made by the petitioner dated 13.10.2020 thereby enabling the petitioner get back a sum of Rs.3,33,299.41 and redeemed jewels.



For Petitioner : Mr.Niranjana S. Kumar
For R1 & R2 : Mr.NRA.Ramachandran
For R3 : Mr. R.R.Kannan

ORDER

Heard the learned counsel on either side.

2.The allegations made by the writ petitioner cannot be disposed of on the strength of representation made by the petitioner. The petitioner will have to file a formal petition under Section 90 of the Co-operative Societies Registration Act. If such a petition is filed by the petitioner, or the persons who are parties to the petition mentioned transaction, the same will be numbered by the second respondent without reference to delay, if it is filed within a period of four weeks from the date of receipt of a copy of this order. The second respondent will conduct an enquiry into the said petition and give a disposal on merits and in accordance with law within a period of six months thereafter.

3.With this liberty to the petitioner / other interested persons who moved the second respondent and direction to the second respondent to give a time bound disposal, this writ petition is disposed



of. I make it clear that I have not gone into the merits of the matter. The contentions of the parties concerned are left open.

4.This writ petition is disposed of accordingly. No costs.

13.02.2023

NCC : Yes / No
Index : Yes / No
Internet : Yes/ No

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To

- 1.The District Collector / The Inspector of Panchayats,
Madurai District, Madurai.
- 2.The Assistant Director (Audit),
Office of the Collectorate,
Madurai District, Madurai - 625 020.
- 3.The Block Development Officer,
Vadipatti Panchayat Union,
Vadipatti, Madurai District.



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G.R.SWAMINATHAN,J.

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