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W.P.(MD)NO.15630 OF 2015

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 26.09.2023

CORAM

THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

W.P.(MD)No.15630 of 2015

Amavasai

... Petitioner

Vs.

1. The Joint Registrar of
Cooperative Societies,
Madurai Region,
13 A Kanaka Apartments,
Lady Doak Road,
Chinnachokkikulam,
Madurai – 2.

2. The Deputy Registrar of
Cooperative Societies,
Usilampatti,
Camp. Thirumangalam,
No.3, Jawahar Nagar,
Thirumangalam,
Madurai District.

3. The President,
A 2487 Thottappa Naickanoor
Primary Agricultural Co-operative Society,
Thottappa Naickanoor,
Usilampatti,
Madurai.

... Respondents

Prayer: Writ petition is filed under Article 226 of the
Constitution of India, to issue a Writ of Mandamus, directing



the first respondent herein to take immediate action on the basis of the petitioner's representation dated 09.04.2015 under Section 81 of the Tamil Nadu Cooperative Societies Act.

For Petitioner : Mr.V.Jeganathan

For R-1 & R-2 : Mr.D.Gandhiraj,
Special Government Pleader.

For R-3 : Mr.V.Pandi

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ORDER

The learned counsel appearing for the petitioner informs the Court that the papers have been returned already to the petitioner.

2. The stand of the respondents is that the petitioner had borrowed a sum of Rs.60,250/- from the third respondent Society. The petitioner claims that he never borrowed any amount from the Society. Hence, he has given complaint and wants action to be taken under Section 81 of the Tamil Nadu Co-operative Societies Act.



3. The direction sought for cannot be given. As and when recovery measures are taken, it is always open to the petitioner to establish that he never borrowed the amount. With this liberty to the petitioner, this writ petition stands disposed of. No costs.

26.09.2023

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

To:

1. The Joint Registrar of Cooperative Societies,
Madurai Region,
13 A Kanaka Apartments,
Lady Doak Road,
Chinnachokkikulam,
Madurai – 2.
2. The Deputy Registrar of Cooperative Societies,
Usilampatti,
Camp. Thirumangalam,
No.3, Jawahar Nagar,
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G.R.SWAMINATHAN,J.

PMU

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