



W.P.No.6108 of 2021

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.10.2024

CORAM :

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

W.P.No.6108 of 2021

P.Amutha

...Petitioner

Vs.

1. The Chief Executive Officer,
Khadi and Village Industries Commission,
Vileparle, Mumbai West, Mumbai - 56.
2. The Director,
Khadi and Village Industries Commission,
Avvai Shanmugam Salai, Gopalapuram, Chennai.
3. The District Registrar of Societies (Admn.),
Salem (East), Opposite Ganesh College,
Udayapatti, Salem, Salem District.
4. The Superintendent of Police,
CBCID,
Egmore, Chennai - 8.

5. Arumugam

...Respondents

Petition filed under Article 226 of Constitution of India for issuance of Writ of Mandamus to direct the 1st & 4th respondents to conduct elaborate enquiry in regarding with receipt of subsidy in the name of members Salem District Survodhaya Sangam, Attur, Salem District from State and Central Government and take further action against the 5th respondent.



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For Petitioner : Mr.C.Prakasam

For Respondents : Mr.LSM.Hasan Fizal, AGP, for R1 to R4

ORDER

The petitioner has filed this Writ petition seeking direction to the 1st and 4th respondents to conduct elaborate enquiry in regarding with receipt of subsidy in the name of members Salem District Survodhaya Sangam, Attur, Salem District from State and Central Government and take further action against the 5th respondent.

2. The case of the petitioner is that she is one of the Managing committee member in Salem District Survodhaya Sangam, which is functioning by getting subsidy from State and Central Government Khadi and village industries board. While so, the 5th respondent, who got elected as Secretary of the said Sangam had misappropriated the sangam funds. Thereby, the petitioner made a representation dated 02.02.2021 before the 1st and 4th respondents, which evoked no response. Hence, this writ petition.



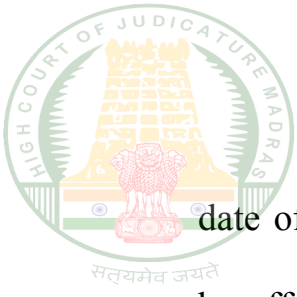
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3. Though very many grounds have been raised, the learned counsel for the petitioner submitted that, it would suffice, if this Court issues direction to the 1st and 4th respondents to conduct elaborate enquiry with regard to receipt of subsidy in the name of the members of Salem District Survodhaya Sangam, Attur, Salem District from State and Central Government and take appropriate action against the 5th respondent as expeditiously as possible, by considering the petitioner's representation dated 02.02.2021.

4. Learned Additional Government Pleader appearing on behalf of the respondents 1 to 4 submitted that, appropriate orders will be passed on the petitioner's representation dated 02.02.2021 within the time stipulated by this Court.

5. In view of the aforesaid submissions, this Court without going into the merits of the case, directs the 1st and 4th respondents to consider the petitioner's representation dated 02.02.2021 on merits and in accordance with law and pass appropriate orders within a period of two (2) weeks from the



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date of receipt of a copy of this order, after conducting appropriate enquiry by affording an opportunity of hearing to the petitioner, the 5th respondent and other aggrieved persons, if any.

6. With the above directions, this Writ Petition stands disposed of. No costs.

19.10.2024
(3/3)

skt

NCC : Yes/No
Index : Yes/No
Speaking Order : Yes/No

To:

1. The Chief Executive Officer,
Khadi and Village Industries Commission,
Vileparle, Mumbai West, Mumbai - 56.
2. The Director,
Khadi and Village Industries Commission,
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Udayapatti, Salem, Salem District.
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W.P.No.6108 of 2021

WMP.No.27908 of 2021

in

W.P.No.6108 of 2021

M.DHANDAPANI, J.

The present miscellaneous petition has been filed seeking to condone the delay of 158 days in filing the restoration petition to set aside the order dated 29.03.2021 made in W.P.No.6108 of 2021.

2. Heard learned counsel for the petitioner.

3. Being satisfied with the reasons stated in the affidavit filed in support of this petition, this Court is inclined to allow this petition.

4. Accordingly, this petition stands allowed and the Registry is directed to number the restoration petition.

19.10.2024

(1/3)

skt



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W.P.No.6108 of 2021

WMP.No.34206 of 2024

in

W.P.No.6108 of 2021

M.DHANDAPANI, J.

The present miscellaneous petition has been filed seeking to set aside the order dated 29.03.2021 made in W.P.No.6108 of 2021, dismissing the main Wri petition for non-prosecution.

2. Heard learned counsel for the petitioner.

3. Being satisfied with the reasons stated in the affidavit filed in support of this petition, this Court is inclined to allow this petition.

4. Accordingly, this petition stands allowed and the Registry is directed to restore the main Writ petition.

19.10.2024

(2/3)

skt