



WEB COPY



W.P.No.16123 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.06.2024

CORAM :

THE HON'BLE MR.JUSTICE D.BHARATHA CHAKRAVARTHY

W.P.No.16123 of 2024

and

W.M.P.No.17664 of 2024

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Vs.

.. Petitioner

1. The Deputy Registrar of Co-operative Societies
Office of the Deputy Registrar of Co-operative Societies
Ranipet Circle, Ranipet – 632 403.
2. Enquiry Officer / Section 81 Officer
VL SPL. 81 T.K.Thangal Town Co-operative Credit Society
Thenkadapan Thangal, Walaja Taluk
Ranipet District – 632 513.
3. Co-operative Sub-Registrar / Administrator
VL SPL. 81 T.K.Thangal Town Co-operative Credit Society
Thenkadapan Thangal, Walaja Taluk
Ranipet District – 632 513.

.. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India praying for a writ of certiorarified mandamus, calling for the records relating to the impugned proceedings dated 05.06.2024 on the file of the third respondent and quash the same, consequently direct the respondents to reinstate the petitioner into the service.



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For Petitioner : Mr.S.Sairaman
For Respondents : Mr.S.Ravikumar
Special Government Pleader
for R1 and R2
Mr.R.P.Murugan Raja
Government Advocate
for R3

ORDER

The petitioner is challenging the order of suspension dated 05.06.2024.

2. The petitioner is an employee of VL SPL. 81 T.K.Thangal Town Co-operative Credit Society. As such, the said Cooperative Society is not a local or other authority within the meaning of Article 12 of the Constitution of India, so as to prefer a writ petition directly. The petitioner has an effective remedy of filing a revision petition under Section 153 of the Tamil Nadu Co-operative Societies Act, 1983.

3. As such, this writ petition is disposed of on the following terms:



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(i) the prayer of the petitioner to quash the impugned order of suspension dated 05.06.2024 is negated.

(ii) the petitioner will be entitled to assail the said order by filing a revision petition under Section 153 of the Tamil Nadu Co-operative Societies Act, 1983 and all the contentions raised by the petitioner are kept open to be raised in the said revision petition.

(iii) as and when such revision petition is filed, the same shall be considered expeditiously and disposed of, in accordance with law, within a period of twelve (12) weeks from the date of filing of such revision petition.

There shall be no order as to costs. Consequently, connected writ miscellaneous petition is also closed.

21.06.2024

Neutral Citation : No
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Note 1: Registry shall return the original impugned suspension order, as a copy of the same is already annexed in the typed-set of papers.

Note 2: Registry shall issue order copy on 24.06.2024.



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