



WEB COPY



W.P.No.29473 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.10.2024

CORAM:

THE HONOURABLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

**W.P.No.29473 of 2024**  
**and W.M.P.Nos.32121 and 32122 of 2024**

T.V.Krishnamoorthy

... Petitioner

-Vs-

1. The Registrar of Cooperative  
Society (Housing),  
Cooperative Housing Federation Campus,  
No.48, Ritherdon Road,  
Vepery, Chennai-600 007.
2. The Deputy Registrar (Housing),  
Chennai Region,  
55, Medavakkam Tank Road,  
Kilpauk, Chennai- 600 010.
3. The President,  
Tamil Nadu Secretariat Staff  
Co- Operative Housing Societies Limited,  
(Regn.No.M.T.S/ SSC/ 179)  
Plot No.176.I Circular Road,  
Secretariat Colony,  
Okkiyam Thuraipakkam,  
Chennai- 600 097.

... Respondents

**Prayer :** Writ Petition filed under Article 226 of Constitution of India praying for the issuance of a Writ of Certiorarified Mandamus, calling for records relating to impugned proceeding of the second respondent vide Na.Ka.1485/ 2023 /Sa pa 1 dated 22.01.2024 returning the petitioner's plaint and quash the



W.P.No.29473 of 2024

same as illegal and consequently direct the first respondent herein to number the Petitioner's plaint hear the dispute and pass order in accordance with law.

For Petitioner : Mr.M.Venkadesh  
For Respondents : Mr.M.Rajendran  
Additional Government Pleader

### **ORDER**

This writ petition has been filed challenging the order passed by the second respondent dated 22.01.2024, thereby rejected the application filed under Section 90 of the Tamil Nadu Co-operative Societies Act, on the ground that the second respondent is also one of the party under the application filed by the petitioner.

2. Heard both sides and perused the materials available on record.

3. It is seen from the records that the second respondent is only a formal party and he is competent to decide the application filed under Section 90 of the Tamil Nadu Co-operative Societies Act, in accordance with law.

4. In view of the above, the order passed by the second respondent cannot be sustained and is liable to be quashed. Accordingly, the impugned proceeding of the second respondent vide Na.Ka.1485/ 2023 /Sa pa 1 dated 22.01.2024, is



W.P.No.29473 of 2024

hereby quashed. The second respondent is directed to pass appropriate orders on merits and in accordance with law, after giving an opportunity of hearing to the petitioner as well as the third respondent herein, within a period of three months from the date of receipt of a copy of this order.

5. Accordingly, this writ petition is allowed. Consequently, connected Miscellaneous petitions are closed. There shall be no order as to costs.

14.10.2024

Internet: Yes  
Index : Yes/No  
Speaking/Non Speaking order  
Neutral Citation : Yes/No  
mn

**G.K.ILANTHIRAIYAN. J.**



W.P.No.29473 of 2024

mn

WEB COPY

- To
1. The Registrar of Cooperative Society (Housing),  
Cooperative Housing Federation Campus,  
No.48, Ritherdon Road,  
Vepery, Chennai-600 007.
  2. The Deputy Registrar (Housing),  
Chennai Region,  
55, Medavakkam Tank Road,  
Kilpauk, Chennai- 600 010.
  3. The President,  
Tamil Nadu Secretariat Staff  
Co- Operative Housing Societies Limited,  
(Regn.No.M.T.S/ SSC/ 179)  
Plot No.176.I Circular Road,  
Secretariat Colony,  
Okkiyam Thuraipakkam,  
Chennai- 600 097.

W.P.No.29473 of 2024

14.10.2024