



CMP(MD) No.2855 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Civil Appellate Jurisdiction)

Wednesday, the Twentieth day of March Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice D.KRISHNAKUMAR
and
The Hon`ble Mr.Justice R.VIJAYAKUMAR

CMP(MD) No.2855 of 2024
in
WA(MD) SR.No.7286 of 2024

THE PRESIDENT,
R-1045, VENKATACHALAPURAM PRIMARY AGRICULTURAL
COOPERATIVE SOCIETY LIMITED,
VENKATACHALAPURAM POST,
PULLAMPADI VIA,
LALGUDI TALUK,
TIRUCHIRAPPALLI DISTRICT

... PETITIONER/ APPELLANT
/2ND RESPONDENT

Vs

1 D.P.S.KAMARAJ

... 1ST RESPONDENT/1ST RESPONDENT
/WRIT PETITIONER

2 THE DEPUTY REGISTRAR OF COOPERATIVE SOCIETIES,
LALGUDI CIRCLE,
TIRUCHIRAPPALLI DISTRICT.

... 2ND RESPONDENT/2ND RESPONDENT
/1ST RESPONDENT

Civil Miscellaneous Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to condone the delay of 364 days in filing this writ appeal as against the order of the Hon`ble High Court dated 02-01-2023 in W.P.(MD).No.9155 of 2019.



CMP(MD) No.2855 of 2024

Prayer in WA(MD).SR No.7286 of 2024 :

To allow this Writ Appeal by setting aside the order passed in W.P.(MD) No.9155 of 2019 dated 02.01.2023.

Prayer in WP(MD). 9155/ 2019 :

To issue a WRIT OF CERTIORARIFIED MANDAMUS calling for the records relating to the impugned order passed by the 2nd respondent dated 19.07.2013 and consequently passed the impugned proceedings in Na.Ka.No.1161/2017/Ve Se Sa dated 22.03.2019, quash the same and direct the 2nd respondent to pay the petitioner his monthly salary at the rate fixed by the 2nd respondent society Dehors the approval or non approval of the 1st respondent.

(Prayer amended vide Court Order dated 02.01.2023 in WMP(MD). 23304/2022 in WP(MD). 9155/2019 by SSYJ)

ORDER : This Civil Miscellaneous Petition coming up for orders on this day, upon perusing the petition and the affidavit filed in support thereof and upon hearing the arguments of M/S.K.RAJKUMAR, Advocate for the petitioner and of M/S.K.SATHIYA SINGH, Advocate on behalf of the 1st Respondent, the court made the following order:-

(Order of the Court was made by D.KRISHNAKUMAR, J.)

This petition is filed to condone the delay of 364 days in filing the W.A.SR.(MD) No.7286 of 2024.

2. We have gone through the reasons stated in the affidavit filed in support of this petition. Though normally we are not inclined to condone such inordinate delay, considering the reasons stated in the affidavit, we are inclined to condone the delay on payment of cost. Therefore, the delay is condoned and this petition is allowed on payment of Rs.1000/- (Rupees One Thousand Only) to the 1st respondent on or before

27.03.2024

<https://www.mhc.tn.gov.in/judis>



CMP(MD) No.2855 of 2024

3. Post the matter on 28.03.2024 for reporting compliance.

WEB COPY

sd/-
20/03/2024

/ TRUE COPY /

/03/2024

Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

YUVA

TO

THE DEPUTY REGISTRAR OF COOPERATIVE SOCIETIES,
LALGUDI CIRCLE,
TIRUCHIRAPPALLI DISTRICT.

ORDER IN
CMP(MD) No.2855 of 2024 in
WA(MD) SR.No.7286 of 2024
Date :20/03/2024

RS/JGB/SAR-(25.03.2024) 3P 2C
Madurai Bench of Madras High Court is issuing
certified copies in this format from 17/07/2023