



20842 of 2016

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 14.11.2024

CORAM:

THE HONOURABLE MR.JUSTICE K.KUMARESH BABU

W.P.(MD) No.20842 of 2016

and

W.M.P.(MD) No.14881 of 2016

A.Murugan

.. Petitioner

Vs.

- 1.The Joint Registrar of Co-operative Societies,
Office of the Joint Registrar of Cooperative Societies,
Collectorate Complex,
2nd Floor, Room No.220,
Dindigul-4.
 - 2.The Deputy Registrar of Cooperative Societies,
Office of the Assistant Registrar of Cooperative Societies,
No.11, State Bank Colony,
Nehruji Nagar, Dindigul.
 - 3.The President,
DD537, Narasingapuram Primary Agricultural
Co-operative Credit Society,
Narasingapuram Post, A.Vellodu,
Dindigul Taluk (Via), Dindigul District.
- .. Respondents

Prayer: Petition filed under Article 226 of the Constitution of India,
praying for issuance of Writ of Certiorarified Mandamus, to call for the



20842 of 2016

WEB COPY

records pertaining to Impugned order in Na.Ka.No.1688/2016/Be Se Sa, dated 10.09.2016 on the file of the second respondent and enquiry report dated 09.09.2016 and quash the same and consequently direct respondents 1 and 2 to extend the benefit covered under the G.O.No.59 Cooperation, Food and Consumer Protection Department dated 28.06.2016 to the petitioner in respect of the loan account No.MT. 82235 availed by the petitioner from the third respondent Society.

For Petitioner : Mr.J.Lawrance

For Respondents : Mr.J.K.Jeyaselan
Government Advocate

ORDER

This writ petition has been filed challenging a notice rejecting the objections raised by the petitioner with regard to his non-inclusion of name in the beneficiaries, who were extended benefits of waiver of Crop Loan under G.O.(Ms) No.59, Cooperation, Food and Consumer Protection (CC1) Department, dated 28.06.2016.

2. The learned counsel for the petitioner would submit that the petitioner had availed loan by mortgaging his property in favour of the



20842 of 2016

WEB COPY

third respondent. However, under the impugned order, it has been held that the petitioner owns more than five acres of land and therefore, he would not be entitled for the benefit of waiver of the agricultural loan. He would submit that the petitioner owns only 5 acres of land.

3. On the contrary, the learned Government Advocate by relying upon a proceedings initiated under Section 90 of the Tamil Nadu Cooperative Societies Act, 1983, had contended that the petitioner owns nearly about 11 acres of land under Patta No.687, issued by the Revenue Authorities.

4. The said statement had not been refuted by the learned counsel for the petitioner.

5. In view that the petitioner owns more than 5 acres of land, he is not entitled for the benefit of G.O.(Ms) No.59, Cooperation, Food and Consumer Protection (CC1) Department, dated 28.06.2016 and therefore, no interference is required to be made in the impugned order and



20842 of 2016

accordingly, this Writ Petition stands dismissed. There shall be no order as to costs. Consequently, connected miscellaneous petition is closed.

14.11.2024

NCC : Yes/No

Index : Yes/No

Internet : Yes

abr/rjr

To

1. The Joint Registrar of Co-operative Societies,
Office of the Joint Registrar of Cooperative Societies,
Collectorate Complex,
2nd Floor, Room No.220,
Dindigul-4.
2. The Deputy Registrar of Cooperative Societies,
Office of the Assistant Registrar of Cooperative Societies,
No.11, State Bank Colony,
Nehruji Nagar, Dindigul.
3. The President,
DD537, Narasingapuram Primary Agricultural
Co-operative Credit Society,
Narasingapuram Post, A.Vellodu,
Dindigul Taluk (Via), Dindigul District.



WEB COPY



20842 of 2016

K.KUMARESH BABU, J.

abr/rjr

W.P.(MD) No.20842 of 2016

Dated: 14.11.2024