



SUB A(MD) No.272 of 2024

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

Wednesday, the Sixteenth day of October Two Thousand and Twenty Four

PRESENT

The Hon`ble Mrs.Justice L. VICTORIA GOWRI

SUB A.(MD)Nos.272 of 2024
in
CONT P(MD)No.1558 of 2024

N.SUBBAIYAN
REGISTRAR OF CO OPERATIVE SOCIETIES,
NO. 170, N.V.NATARAJAN MALAIGAI,
PERIYER EVR HIGH ROAD,
KILPAUK,
CHENNAI 612 001. ... PETITIONER/1st CONTEMNOR/1st RESPONDENT

Vs

1 K.SADAIYAPPAN ... 1st RESPONDENT/PETITIONER/WRIT PETITIONER

2 C.SELVI TAMIL NANGAI,
THE REGIONAL JOINT REGISTRAR OF CO OPERATIVE SOCIETIES,
THANJAVUR REGION,
THANJAVUR DISTRICT.

3 SUKI. SWAMINATHAN,
THE REGIONAL CIRCLE DEPUTY REGISTRAR OF CO OPERATIVE SOCIETIES,
PATTUKOTTAI,
THANJAVUR DISTRICT.



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4 A.MADHAVAMANI
THE MANAGING DIRECTOR
CO OPERATIVE URBAN BANK,
PATTUKOTTAI TALUK,
THANJAVUR DISTRICT.

... RESPONDENTS 2,3 &4/ CONTEMNORS 2,3 & 4/
RESPONDENTS 2,3 & 4

Sub Application Petition filed praying that in the circumstances stated therein and in the affidavit filed therewith the High Court may be pleased to dispense with the personal appearance of the petitioner / 1st contemnor as directed by the Honourable High Court by common order dated 27-09-2024 in Cont.Pet.(MD). No.1558 of 2024 and also close the above contempt petition and also purge me from contempt proceeding.

Prayer in CONT P(MD). 1558/ 2024 :

Contempt Petition filed under Section 11 of the Contempt of Courts Act, 1971 to punish the respondent for his willful and wanton disobedience of the order passed by this Honourable Court in WP(MD). 16786 of 2023 dated 27.09.2023 under the Contempt of Courts Act.

Prayer in WP(MD). 16786/ 2023 :

Writ Petition filed under Article 226 of the Constitution of India, praying this Court to issue a Writ of Certiorarified Mandamus, calling for the records pertaining to the impugned order issued by the 2nd respondent in Na.Ka.No. 4554/2022/KA dated 30.06.2022 and quash the same in so far as conditional retirement i.e. allowing the petitioner to retire from service without prejudice to pending surcharge proceedings in Na.Ka.No. 1214/2019 Sa Pa dated 30.05.2019 and consequently directing the respondents to pay the Death Cum Retirement benefits encashment of earned leave and other monetary benefits more fully regular pension within the time stipulated by this Court.

ORDER : This Sub Application 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 Mr.P.VEERA KATHIRAVAN, Additional Advocate General assisted by Mr.P.T.THIRAVIYAM, Government Advocate on behalf of the petitioner and of Mr.CJEGANATHAN, Advocate on behalf of the 1st Respondent, the court made the



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following order:-

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The proposal with regard to the commutation, gratuity and pension, had already been sent from the office of the Joint Registrar of Co-operative Societies, Thanjavur, to the Accountant General Office and the same is pending before the Accountant General.

2. In view of the same, dispense with petition is allowed.

sd/-
16/10/2024

/ TRUE COPY /

/11/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

SML

TO

1 C.SELVI TAMIL NANGAI,
THE REGIONAL JOINT REGISTRAR OF CO OPERATIVE SOCIETIES,
THANJAVUR REGION,
THANJAVUR DISTRICT.

2 SUKI. SWAMINATHAN,
THE REGIONAL CIRCLE DEPUTY REGISTRAR OF CO OPERATIVE SOCIETIES,
PATTUKOTTAI,
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<https://www.mhc.tn.gov.in/judis>



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ORDER
IN
SUB A.(MD)Nos.272 of 2024
in
CONT P(MD)No.1558 of 2024
Date :16/10/2024

SS/SKN/SAR. /14.11.2024/4P/5C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.