



W.P. No. 31493 of 2023

WEB CO **G.K.ILANTHIRAIYAN, J.**

At the instance of the learned counsel appearing for the petitioners, today this matter has been posted under the caption “for being mentioned”.

2. Heard the learned counsel appearing on either side.

3. On hearing the submissions of the learned counsel appearing for the petitioners, it is ordered that the third paragraph of the order passed in W.P. No. 31493 of 2023 dated 19.02.2025 shall read as follows: -

“3. Without expressing any opinion on merits of the writ petition, the second respondent is directed to sell the properties attached under G.O.Ms.No.713(Police XIX) Department dated 11.08.2010 has made absolute by order dated 18.04.2013 in O.A. No. 6 of 2010 passed by the Special Court, TNPID cases, Coimbatore in public auction and to effect equitable distribution of the sale proceeds to the petitioners towards principal and interest due, within a period of twelve weeks from the date of receipt of a copy of this order. It is also made clear that a sum of Rs.3,09,35,925/- recovered from the accused and lying with the second respondent, it can also be disbursed to the



depositors.

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4. Accordingly, the registry is directed to issue a fresh order copy in W.P. No.31493 of 2023 after making necessary corrections.

09.04.2025

AT



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G.K.ILANTHIRAIYAN, J.

AT

W.P. No. 31493 of 2023

09.04.2025



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IN THE HIGH COURT OF JUDICATURE AT MADRAS

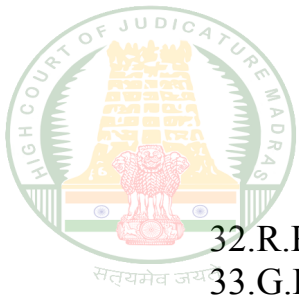
DATED : 19.02.2025

CORAM

THE HON'BLE Mr. JUSTICE **G.K.ILANTHIRAIYAN**

WP.No.31493 of 2023
and W.M.P. Nos.31124 & 31125 of 2023

- 1.P.Mani
- 2.M.Rasappan
- 3.S.Kuttiannan
- 4.R.Chellappan
- 5.S.Perumal
- 6.N.Kalaivanan
- 7.K.Somasundaram
- 8.S.Selvi
- 9.Chinnannan
- 10.Ramasamy
- 11.P.Chinnasamy
- 12.K.Ganesan
- 13.S.Kumar @ S.Veerakumar
- 14.P.Subramani
- 15.M.Sudhakaran
- 16.M.Saroja
- 17.A.Kathiresan
- 18.A.Muthulakshmi
- 19.R.Rajeshkuma
- 20.Kavitha
- 21.A.Mani
- 22.N.Senniappan
- 23.R.Nachiappan @ Nachimuthu
- 24.S.Divitha
- 25.S.Gopal
- 26.N.Nachimuthu
- 27.P.Nachimuthu
- 28.M.Athiappan
- 29.A.Ranjitham
- 30.S.Mani
- 31.M.Perumal



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32.R.Rajammal

33.G.Pushpam

34.A.Gopal

35.G.Sudhakar

36.M.Nachimuthu

37.G.Venkatachalam

38.V.Thangamani

39.S.Gopal

40.K.Palanisami

41.K.Manivel

42.R.Shanmugam

43.A.Mahesh

44.Muthammal

....Petitioners

Vs

1.State of Tamil Nadu,
Rep. By Principal Secretary,
Home (Police XIX) Department,
Fort St.George, Chennai -5.

2.District Revenue Officer, Salem.

3.Deputy Superintendent of Police,
Economic Offences Wing-II,
Salem District.

4.M/s.Mettur Cauvery Finance,
No.9/52,Square Market,
Mettur Dam-1, Salem District.

5. M/s.Annai Cauvery Finance,
No.9/52, Square Market,
Mettur Dam-1, Salem District.

6. M/s.Sri Cauvery Finance,
No.9/52, Square Market,
Mettur Dam -1, Salem District.

....Respondents

Prayer: Writ Petition is filed under Article 226 of the Constitution of



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India, for issuance of Writ of Mandamus to direct the respondents 1 and 2 to sell the properties attached under G.O.Ms.No.713 (Police XIX) Department dated 11.08.2010 as made absolute by order in O.A. No.6 of 2010 dated 18.04.2013 passed by the Special Court, TNPID Cases, Coimbatore in public auction and to effect equitable distribution of the sale proceeds to the petitioners towards principal and interest due within a time frame that may be fixed by this Court.

For Petitioners : Mr.R.Tholgappian

For Respondents : Mr.A.Gopinath,
Government Advocate (Criminal Side)
for R1 to R3.

ORDER

This Writ Petition has been filed for a direction, directing the respondents 1 and 2 to sell the properties attached under G.O.Ms.No.713 (Police XIX) Department dated 11.08.2010 as made absolute by order in O.A. No.6 of 2010 dated 18.04.2013 passed by the Special Court, TNPID Cases, Coimbatore in public auction and to effect equitable distribution of the sale proceeds to the petitioners towards principal and interest due within a time frame that may be fixed by this Court

2. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl.Side) for the respondents 1 to 3 and perused the materials available on record.



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3. Without expressing any opinion on merits of the writ petition, the respondents 1 & 2 are directed to conduct enquiry on the representation made by the petitioners in the light of the O.A. No.6 of 2010 dated 18.04.2013 passed by the Special Court, TNPID Cases, Coimbatore, after issuance of notice to the petitioners and respondents 4 to 6 and pass appropriate orders within a period of twelve (12) weeks from the date of receipt of the copy of this order.

4. It is also made clear that if any amount recovered from the accused/respondents 4 to 6 by way of selling of the property, the authority, viz., the second respondent/Deputy Revenue Officer, Salem is directed to disburse the said amount to the victims proportionately in accordance with law.

5. With the above direction, this Writ Petition is disposed of. No costs. Consequently, connected Miscellaneous Petitions are also closed.

19.02.2025

rkp

Index:Yes/No

Internet:Yes/No

To



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1.The Principal Secretary,
Home (Police XIX) Department,
Fort St.George, Chennai -5.

2.The District Revenue Officer, Salem.

3.The Deputy Superintendent of Police,
Economic Offences Wing-II,
Salem District.

4.The Public Prosecutor,
High Court, Madras.



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G.K.ILANTHIRAIYAN, J.

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WP.No.31493 of 2023
and W.M.P. Nos.31124 & 31125 of 2023

19.02.2025