



W.P.No.37926 of 2024

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**IN THE HIGH COURT OF JUDICATURE AT MADRAS**

**DATED : 04.02.2025**

**CORAM**

**THE HONOURABLE MR.JUSTICE J.SATHYA NARAYANA PRASAD**

**W.P.No.37926 of 2024**

J.Yusuf Nachiyar

... Petitioner

Vs.

1.The Deputy Registrar,  
No:329, 3<sup>rd</sup> Floor,  
Co-operative Societies,  
District Collector Office Complex,  
Nagapattinam – 611 001.

2.M/s.Nagapattinam Urban Co-operative Credit  
Society L.T.D.,  
O.N.3 Nagapattinam, Branch-Nagoor  
Represented by its Secretary,  
Nagapattinam – 611 002.

... Respondents

**PRAYER :** Petition filed under Article 226 of the Constitution of India praying for issuance of Writ of Mandamus, directing the 1<sup>st</sup> respondent to consider the petitioner representation dated 28.10.2024 and take necessary action against the 2<sup>nd</sup> respondent to recover petitioner's amount of Rs.6,69,921/- (Six lakhs sixty nine thousand nine twenty one only) with 9 percent interest.



W.P.No.37926 of 2024

WEB COPY

For Petitioner : Ms.D.Nivetha  
For Respondents  
(R1 & R2) : M/s.M.Jayanthi  
Additional Government Pleader

### **ORDER**

The writ petition has been filed to issue a writ of Mandamus, to direct the 1<sup>st</sup> respondent to consider the petitioner representation dated 28.10.2024 and take necessary action against the 2<sup>nd</sup> respondent to recover petitioner's amount of Rs.6,69,921/- with 9% interest.

2.The writ petitioner had opened savings account with the 2<sup>nd</sup> respondent Bank viz., Nagapattinam Urban Co-operative Credit Society Ltd., at Nagapattinam in Account No.2867 and deposited a sum of Rs.6,69,921/- as fixed deposit for 37 months with a maturity interest rate of 9%. As per the instructions of the 2<sup>nd</sup> respondent, the total amount of Rs.6,69,921/- was split into 16 separate receipts issued on various dates by the 2<sup>nd</sup> respondent. The amount had been matured. The petitioner had been seeking return of the amount but update.



W.P.No.37926 of 2024

WEB COPY

3. Written instructions had been forwarded by the learned Additional Government Pleader appearing for the 2<sup>nd</sup> respondent Co-operative Society that the 2<sup>nd</sup> respondent is running in loss. There has been substantial misappropriations of the amounts of the 2<sup>nd</sup> respondent. However, there is a commitment to return back the amounts to the petitioner herein. It is also stated that it could be returned back in installments.

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

5. In view of the above factual matrix of the case, the following directions are issued by this Court:

**The 2<sup>nd</sup> respondent is directed to return back the amount of a sum of Rs.6,69,921/- (Rupees Six Lakhs Sixty Nine Thousand Nine Twenty One only) together with 3% rate of interest in twenty seven (27) equal installments and each installment of a sum of Rs.25,000/- commencing from April 2025. The first installment will commence from**



W.P.No.37926 of 2024

WEB COPY

**the month of April 2025. The installments should be paid on or before 10<sup>th</sup> of every successive month and the entire payment must be completed on or before June 2027.**

5.This writ petition stands disposed of with the above direction. No Costs.

**04.02.2025  
(1/2)**

Index : Yes / No  
Speaking Order : Yes / No  
Neutral Citation : Yes / No  
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To

1.The Deputy Registrar,  
No:329, 3<sup>rd</sup> Floor,  
Co-operative Societies,  
District Collector Office Complex,  
Nagapattinam – 611 001.

2.The Secretary,  
M/s.Nagapattinam Urban Co-operative Credit  
Society L.T.D.,  
O.N.3 Nagapattinam, Branch-Nagoor  
Nagapattinam – 611 002.



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W.P.No.37926 of 2024

**J.SATHYA NARAYANA PRASAD, J**

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**W.P.No.37926 of 2024**  
**(1/2)**

**04.02.2025**