



WEB COPY



W.P. No. 43315 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.11.2025

CORAM

THE HON'BLE Mr. JUSTICE V.LAKSHMINARAYANAN

**W.P. No. 43315 of 2025
and
W.M.P. No. 48494 of 2025**

K.Nallu

...Petitioner

Vs.

- 1.The Registrar, Cooperative Societies
No.170, E.V.R. Road, Dr.Radhakrishna Nagar
Razaak Garden, SBI Officers Colony
Aumbakkam, Chennai-600106.
- 2.The Deputy Registrar (Cooperative Urban Bank)
No.16, Kamarajar Street, Mahalingapuram
Pollachi, Coimbatore District.
- 3.The Cooperative Sub-Registrar/Managing Director
No.16,Kamarajar Street, Mahalingapuram
Pollachi, Coimbatore District.
- 4.The General Manager
Valparai Cooperative Urban Bank Limited
No.K1312 Valparai, Coimbatore District.
- 5.The Cashier
Valparai Cooperative Urban Bank Limited
No.K1312 Valparai
Coimbatore District.

...Respondents

Prayer : This writ petition has been filed under Article 226 of the Constitution of India, praying to issue a writ of Certiorarified Mandamus, to call for the



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records pertaining to the impugned order vide proceeding Suit No.01/2024-2025 dated 11.09.2024 passed by the 2nd respondent and quash the same as illegal and consequently directing the respondents to issue for the restoration pleaded jewelry on accept of payment by the petitioner.

For Petitioner(s) : Mr.M.S.Elamparithi

For Respondent(s) : M/s.Geetha Thamarai Selvam, AGP

ORDER

The petitioner challenges the order passed by the 2nd respondent under Section 90 of the Tamil Nadu Co-operative Societies Act, 1983.

2. Mr.M.Kalai Arasan appearing for Mr.M.S.Elamparithi states that there is no provision of appeal and hence, he has moved this Court by way of the present writ petition.

3. I am afraid of the submission made by the petitioner is legally incorrect. Under Section 152-1(A) of the Tamil Nadu Co-operative Societies Act, 1983 against any decision or award passed under Section 90, an appeal lies to the Co-operative Tribunal cum the Principal District Judge, Coimbatore.

4. Mr.M.S.Elamparithi seeks permission of this Court to prefer an appeal.



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5. Hence the writ petitioner is directed to avail the alternate remedy. In case, an appeal is filed within a period of 30 days from today, the Principal District Judge at Coimbatore shall number the appeal, without insisting upon the application under Section 5 of the Limitation Act. If the appeal is not filed within a period of 30 days the benefit of limitation granted under this order will not ensure in favour of the petitioner.

6. With the above liberty, the writ petition stands dismissed. No costs. Consequently, connected Miscellaneous Petition is closed.

12.11.2025

Index : Yes/No

Internet: Yest/No

Speaking or Non-speaking order

Maya

To

1.The Registrar, Cooperative Societies
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Razaak Garden, SBI Officers Colony
Aumbakkam, Chennai-600106.

2.The Deputy Registrar (Cooperative Urban Bank)

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V.LAKSHMINARAYANAN, J.

Maya

3.The Cooperative Sub-Registrar/Managing Director
No.16,Kamarajar Street, Mahalingapuram
Pollachi, Coimbatore District.

4.The General Manager
Valparai Cooperative Urban Bank Limited
No.K1312 Valparai, Coimbatore District.

5.The Cashier
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