



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01-12-2025

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THE HONOURABLE MR.JUSTICE V. LAKSHMINARAYANAN

**WP No. 45508 of 2025
and WMP No. 50707 of 2025**

B.Devika Rani

Petitioner(s)

Vs

1. The Registrar
Cooperative Societies (Housing),
Tamil Nadu Cooperative Housing Federation Campus,
No.493, Anna Salai, Nandhanam, Chennai-35,
Presently At 2nd Floor, No.48,
Ritherdon Road, Vepery, Chennai-600 007.

2.The President
M/s.VSN Employees Cooperative Housing Society Ltd.
VSB, No.4, Swami Sivananda Salai,
Chennai-600 002.

Respondent(s)

PRAYER

calling for the records with respect to order dated 05.02.2024, by the respondent No.1, enclosing the Letter dated 04.01.2023 by the respondent no.2, and quash the same and consequently direct the respondent to allot one plot in the name of the petitioner as per the order dated 10.12.2015 in Ref. No.9201/ 2010 / Sa.Ba.1, by the respondent No.1.

For Petitioner(s): M/s.R.Sankarakutralingam
V.V.Kathiresan
V.Premkumar
R.Gayathri
M.V.Satish

For Respondent(s): Mr.K.Tamilvendan, GA

**ORDER**

The petitioner challenges the proceedings of the respondents dated 05.02.2024 and 04.01.2023. She seeks a further direction that the respondent allotted a flat in her favour as per the orders dated 10.12.2015.

2. The petitioner's husband, one Balasubramaniam, was an employee of Videsh Sanchar Nigam Limited (VSNL). During the course of his employment, he joined the 2nd respondent Society, as a member. He passed away on 18.05.2005 leaving behind, the petitioner and four children, as his legal heirs.

3. In the year 2011, the petitioner came to be aware that the 2nd respondent is allotting plots for its members. As her husband was a member, she sought allotment to be made in her name. After some initial delay, pursuant to an order passed by this Court in W.P.No. 6067 of 2013 dated 01.04.2013, orders were passed in her favour on 10.12.2015. The Society was to allot a plot on priority basis for six(6) other persons similarly situated. The petitioner states that of the seven persons, six persons have been allotted plots, and for reasons best known to the respondents, the petitioner alone was denied of the benefit of allotment.

4. Hence, she made several representations dated 06.12.2022, 25.01.2023, 08.05.2023, 24.06.2023, 03.10.2023 and finally on 18.09.2023[to the Chief Minister's Special Cell] seeking redressal for her grievance.



5. Finally, the 1st respondent had addressed a communication to her dated 05.02.2024 stating that the 2nd respondent had rejected her request by order dated 04.01.2023. Hence, she challenged the same before this Court on several grounds.



6. When the matter came up for admission, I noticed immense strength in the arguments of Mr.R.Sankarakutralingam regarding the impugned order dated 04.01.2023. While the order is said to have been passed on 4th of January, 2023, it refers to proceedings, which have taken place much subsequent to the



impugned orders. Initially, I entertained a doubt that it might be a typographical error.

WEB COPY

7. On perusal of the order of the 1st respondent, it became clear that it is not a typographical error. This is because the order dated 05.02.2024 also refers



to the order passed by the 2nd respondent dated 04.01.2023. I pointed out this serious aberration, in exercise of power by the Secretary, to Mr.Tamilvendan, appearing for the respondents. He went through the impugned orders, and sought time to get instructions.



8. Mr.Tamilvendan, after getting in touch with the 2nd respondent, has filed an undertaking affidavit of the present Administrator of the 2nd respondent Society. The affidavit is scanned and extracted hereunder:-

**IN THE HIGH COURT OF JUDICATURE AT MADRAS
(Special Original Jurisdiction)**

W.P. No.45508 OF 2025

Mrs.Ramya.M,
Administrator,
M/s. VSN Employees Cooperative Housing Society Ltd.,
VSB No.4, Swami Sivananda Salai,
Chennai – 600 002
... Petitioner/ Respondent 2

Vs

Mrs. B. Devika Rani,
W/o. Late G. Balasubramaniam,
9/7, Nehru Street, Bharathipuram,
Chrompet, Chennai – 600 044.
...Respondent/Petitioner

AFFIDAVIT OF MRS.M.RAMYA, ADMINISTRATOR

I, Mrs.M.Ramya, W/o.Sankar, Hindu, aged about 34 years, I am working as Administrator /Cooperative Sub Registrar, having office at VSNL Employees Cooperative Housing Society, B.K. Singal Nagar, Padiyanallur, Chennai-600 052, do hereby solemnly affirm and sincerely state as follows:-

1. I humbly submit that, I am the 2nd respondent herein and such as I am well aware of the fact of the case.
2. I humbly submitted before this Hon'ble court,

Mrs.Devika Rani, filed W.P.No.45508/2025 before this Hon'ble Court for seeking prayer quash the consequently direct to the respondent to allot 1 plot to the petitioner. As per the order

For VIDESH SANCHAR NIGAM EMPLOYEE'S
CO-OP. HOUSING SOCIETY LTD.,

ADMINISTRATOR



WEB COPY dated 10.12.2015 in this Ref.No.9201/2010/ S.F.1, by the 1st respondent.

3. I humbly submit before this Hon'ble Court the earlier Secretary of the society was passed order dated 04.01.2023 some inadvertent typographical error done by the official staff above date wrongly mentioned above date.

4. I humbly submit that before this Hon'ble Court I am withdrawing the above letter dated 04.01.2023 and pass ~~the~~ fresh order against the representation given by the petitioner.

It is therefore prayed that this Hon'ble Court accept my affidavit and pass appropriate and thus render justice.

For VIDESH SANCHAR NIGAM EMPLOYEE'S
CO-OP HOUSING SOCIETY LTD.,

[Signature]
ADMINISTRATOR

Solemnly affirmed at Chennai
on this 28th day of November, 2025
and signed her name in my presence.

Before me

[Signature]
MS 4488/25
Advocate, Chennai
(REKHA ROSHNI-G)

".

9. Though a faint attempt has been made by the Administrator to support the impugned orders, this Court is not inclined to go into the issue on account of the categorical undertaking given by her in paragraph No.4. She has stated that



she will withdraw the proceedings dated 04.01.2023 and thereafter, consider the representations made by the petitioner afresh and pass fresh orders in accordance with law.

10. As the impugned order has been withdrawn, the same is recorded and the writ petition stands disposed of. No costs. Consequently, connected miscellaneous petition is closed.

01-12-2025

Index: Yes/No
Speaking/Non-speaking order
Internet: Yes
Neutral Citation: Yes/No
Maya

To

1. The Registrar
Cooperative Societies (Housing), Tamil Nadu
Cooperative Housing Federation Campus, No.493,
Anna Salai, Nandhanam, Chennai-35, Presently At
2nd Floor, No.48, Ritherdon Road, Vepery,
Chennai-600 007.

2. The President
M/s. Vsn Employees Cooperative Housing Society
Ltd., Vsb, No.4, Swami Sivananda Salai,
Chennai-600 002



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WP No. 45508 of 2025



V.LAKSHMINARAYANAN J.

Maya

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Dated : 01-12-2025