



W.P.(MD)No.26706 of 2023

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 19.11.2025

CORAM

THE HON'BLE MR.JUSTICE ABDUL QUDDHOSE

W.P.(MD)No.26706 of 2023

S.Mani

: Petitioner

Vs.

- 1.The Secretary to Government,
Co-operative Food and Consumer -
Production Department,
Secretariat, Chennai – 600 009.
- 2.The Registrar of Co-operative Societies,
Office of the Registrar of Co-operative Societies,
170, E.V.R. Periyar High Road,
Kilpauk,
Chennai – 600 010.
- 3.The Regional Joint Registrar of
Co-operative Societies,
Office of the Regional Joint Registrar of
Co-operative Societies,
Madurai Region,
Palanganatham, Madurai – 625 003.



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4.The Circle Deputy Registrar of
Co-Operative Societies,
Office of the Circle Deputy Registrar -
of Co-operative Societies,
Palanganatham,
Madurai – 625 003.

5.The Management,
A.2545, Nagamalai Pudukkottai -
Primary Agricultural Co-operative-
Credit Society Limited,
Nagamalai Pudukkottai,
Madurai – 625 021.

: Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India, to issue a Writ of Mandamus, directing the 2nd to 4th respondents to pass necessary order directing the fifth respondent to refund the deposited amount to a sum of Rs.1,37,032/- (Rupees One Lakh Thirty Seven Thousand and Thirty Two only) with interest in the light of the petitioner's representation dated 31.12.2021 within a time limit stipulated by this Court.

For Petitioner : Mr.R.Saravanan

For Respondents : Mr.C.Satheesh

Government Advocate



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ORDER

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This Writ Petition has been filed for a Mandamus seeking for a direction to the respondents 2 to 4 to pass necessary orders directing the fifth respondent to refund the deposited amount of Rs.1,37,032/- with interest based on the petitioner's representation dated 31.12.2021, within a time frame to be fixed by this Court.

2.The petitioner claims that in view of the surcharge order passed in favour of the petitioner, the petitioner is entitled for refund of a sum of Rs.1,37,032/- from the fifth respondent society. The surcharge order passed in favour of the petitioner is also placed on record. The petitioner has given a representation on 31.12.2021 seeking for refund of the sum of Rs.1,37,032/-, together with interest from the fifth respondent society. Since the same has not been considered, she has filed this Writ Petition.

3.A counter affidavit has been filed by the respondents stating that in view of the pending legal proceedings, the amount need not be refunded to the petitioner. However, it is now brought to the notice of this Court by the learned Counsel for the petitioner that the surcharge order passed in favour of the petitioner has now attained finality by the dismissal of the Civil Revision Petition.



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4.This Court is not expressing any opinion on the merits of the petitioner's representation. No prejudice will be caused to the respondents if the representation of the petitioner as stated supra is directed to be considered on merits and in accordance with law by the respondents within a time frame to be fixed by this Court.

5.For the foregoing reasons, this Writ Petition is disposed of, by directing the fifth respondent to pass final orders on merits and in accordance with law on the petitioner's representation dated 31.12.2021, seeking for refund of a sum of Rs.1,37,032/- together with interest within a period of twelve [12] weeks from the date of receipt of a copy of this order. There shall be no order as to costs.

19.11.2025

Index :Yes / No

Internet : Yes / No

NCC : Yes/No

MR



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ABDUL QUDDHOSE., J.

MR

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