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WP No. 3564 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13-02-2026

CORAM

THE HON'BLE MR.JUSTICE V. LAKSHMINARAYANAN

WP No. 3564 of 2026

Thangamani

..Petitioner(s)

Vs

1. The District Collector

Collector Office, Salem-1.

**(R1 deleted from the array of respondents
vide order dated 10.02.2026 made in
WP.No.3564/2026 by VLNJ)**

2. The Deputy Superintendent of Police,

Vigilance and Anti – Corruption, Salem.

3. The Deputy Registrar of Co-Operative Societies

Omlur Taluk, Salem District.

4. The Secretary

S.777, Nangavalli Primary Agricultural

Co-op Credit Society Ltd

Nangavalli Post, Mettur Taluk,

Salem District- 636 454.

..Respondent(s)



The Writ Petition has been filed under Article 226 of the Constitution of India, seeking writ of mandamus directing the 4th respondent to foreclose forthwith the Fixed Deposit bearing No.005400, release and disburse the entire balance lying to petitioner credit in Savings Bank Account No.5712, and pay a total Sum of Rs.1,14,071/- (Rupees One Lakh Fourteen Thousand and Seventy - One Only) Together with all accrued interest thereon till the date of actual payment.

For Petitioner(s):	M/s.A.Ashok Kumar
For Respondent(s):	Mr.Meganathan, Govt. Advocate, for R2 Mr.K.Tamilvendan, G.A., for R3 & R4 R1- Deleted

ORDER

Heard Mr.A.Ashok Kumar, learned counsel for the petitioner and Mr.K.Tamilvendan, learned Government Advocate appearing for the respondents 3 and 4, and Mr.Meganathan, learned Government Advocate appearing for the second respondent.

2. The petitioner is a member of the fourth respondent Society. She opened a Savings Account with the said Society in Savings Account No.5712. She had been operating the account on a regular basis. On 09.03.2022, the petitioner availed a fixed deposit scheme floated by the fourth respondent, and deposited a sum of Rs.93,600/-. On that date, the petitioner states that the amount outstanding in her savings account was Rs.20,471/-.

3. The fixed deposit matured on 09.03.2023. The petitioner called upon the fourth respondent to honour the fixed deposit and make the payment. The



fourth respondent did not do so. Thereafter, she made a representation on 06.01.2026 to the respondents 2 to 4 and the District Collector, calling upon them to act in accordance with law and to refund the amount that she is rightfully entitled to. As the representation did not elicit any response, she is before this Court.

4. When the matter came up for admission, I deleted the District Collector from the array of parties as he has nothing to do with the Cooperative movement. I also pointed out Mr.K.Tamilvendan, and Mr.S.Ravikumar, who then took notice on behalf of the respondents 3 and 4, that the amounts due to the petitioner cannot be withheld indefinitely and called upon them to file an affidavit as to how long they will take to refund the amounts, which the petitioner is rightfully entitled to. They sought for time. I adjourned the matter today.

5. When I took up the matter, Mr.Tamilvendan has filed an affidavit that on account of financial constraints in the fourth respondent Society, they were not able to honour the fixed deposit. He has filed an undertaking affidavit to the effect that the fourth respondent would return the matured amount along with the balance in the savings account within one month from the date of receipt of a copy of the order. The undertaking affidavit is scanned and extracted hereunder:



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WP No. 3564 of 2



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

W.P. No. 3564 of 2026

Tmt. Thangamani,
W/o. Ganesan,
Periyavanavasi, Vanavasi Post,
Mettur Taluk, Salem District – 636 458.

... Petitioner

/ Vs /

1. The District Collector,
Collector Office,
Salem – 1.
2. The Deputy Superintendent of Police,
Vigilance and Anti-Corruption, .
Salem,
3. The Deputy Registrar of Co-operative
Societies,
Omalur Taluk, Salem District.
4. The Secretary,
S.777, Nangavalli Primary Agricultural
Cooperative Credit Society Ltd.,
Nangavalli Post, Mettur Taluk,
Salem District – 636 454.

.. Respondents

AFFIDAVIT FILED BY N. KOWSALYA

I, N. Kowsalya, W/o. Suresh Kumar, aged about 55 years,
working as Secretary (Incharge) of S.777, Nangavalli Primary
Agricultural Cooperative Credit Society Ltd., Nangavalli, Mettur
Taluk, Salem District, do hereby solemnly affirmed and sincerely
state as follows:

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S. Kowsalya
Secretary,
Nangavalli Primary Agricultural
Co-op. Credit Society Ltd., S.777



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I am the Secretary of the 1st Respondent Society and I am well acquainted with the facts and circumstances of the case. I am duly authorised to swear to this affidavit on behalf of the Society.

The petitioner herein, Tmt. Thangamani, W/o Ganesan, has filed the above Writ Petition seeking issuance of a Writ of Mandamus directing the respondent Society to disburse the matured deposit amount pertaining to Deposit No. 005400 and the balance amount in her Savings Account No. 5712. The total amount claimed by the petitioner is Rs.1,14,071/-.

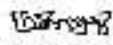
It is submitted that the said deposit had matured on 09.03.2023. However, due to severe financial constraints faced by the Society, the matured amount could not be disbursed to the petitioner within the stipulated time.

It is respectfully submitted that during the period between 2014 and 2016, large-scale misappropriation and financial irregularities were committed by the then employees and the then management of the Society. Consequent to the same, enquiry proceedings under Section 81 of the Tamil Nadu Cooperative Societies Act, 1983 were conducted and surcharge awards have been passed. Criminal proceedings have also been initiated against the concerned persons.

Further, in order to recover the misappropriated amounts, conditional attachment of immovable properties belonging to the

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Nangavelli Primary Agricultural
Co-op. Credit Society Ltd., S.777



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delinquent officials has been made and auction proceedings are being initiated.

In view of the above financial crisis and pending recovery proceedings, the Society was not in a position to disburse the matured deposit amount immediately.

However, the ^{1st} Respondent Society hereby undertakes before this Hon'ble Court that the matured deposit amount along with the balance in the savings account payable to the petitioner shall be disbursed within a period of one month from the date of receipt of a copy of the order passed by this Hon'ble Court.

The undertaking given herein is bona fide and the Society assures compliance within the said time frame.

It is therefore prayed that this Hon'ble Court may be pleased to record the above undertaking and pass appropriate orders in the Writ Petition and thus render justice.

Solemnly affirmed at Salem on this 12th day of February 2026 and signed her name in my presence.



(Signature)
Secretary,
Nangevelli Primary Agricultural
Co-op. Credit Society Ltd., 8.777

Before me, *(Signature)* 12-2-26
R. RAMANATHAN, B.Sc. MA. B.L.
ADVOCATE & NOTARY
Enroll No: 588/87
1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82, 83, 84, 85, 86, 87, 88, 89, 90, 91, 92, 93, 94, 95, 96, 97, 98, 99, 100
Cell: 9485762208

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6. The undertaking given in the unnumbered paragraph No.2, in page No.3 of the affidavit is recorded. In terms of the undertaking, there shall be a direction to the respondent 3 and 4 to ensure that the amount in petitioner's savings account, as well as the fixed deposit placed by her with the fourth respondent are paid within 30 days from today. Accordingly, the Writ Petition is disposed of. No costs.

7. The respondent No.4 will not wait for the certified copy of the order. He shall make payment within a period of 30 days granted by this Court, acting on the web copy of this order.

13-02-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

Note: Upload the order copy on 16.02.2026

PVS

To

1. The Deputy Superintendent of Police
Vigilance and Anti - Corruption,
Salem.
2. The Deputy Registrar of Co-Operative Societies
Omlur Taluk, Salem District.
3. The Secretary
S.777, Nangavalli Primary Agricultural Co-op Credit Society Ltd
Nangavalli Post, Mettur Taluk,
Salem District- 636 454.



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V.LAKSHMINARAYANAN, J.

PVS

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