



IN THE HIGH COURT OF JUDICATURE AT MADRAS
DATED: 20-01-2026

CORAM

THE HON'BLE MR.JUSTICE V. LAKSHMINARAYANAN

WMP No. 44052 of 2025

in

W.P.No.31760 of 2025

The Deputy Registrar,
Office Of Deputy Registrar Of Co-operative
Societies,
Kallakurichi Zone,
No.176, Periyar Nagar, (Near Toll Plaza)
Kallakurichi -606 202

..Petitioner

Vs

1. Chakarapani @ Viji, 46 years
S/o. V.V.V Kubendiran,
Partner, Shree Chakra Ginning Mills,
Factory No.36/B, Mambalapattu Road,
Villupuram-605 602
2. The Manager,
The Kallakurichi Agricultural Producers Co-
operative Marketing Society Ltd.,
E. 2595 No.25 Nephal Street,
Kallakurichi -606 202

..Respondent(s)

This Miscellaneous Petition is filed to Vacate the Interim Stay
granted in W.M.P.No.35555 of 2025 in W.P.No.31760 of 2025 dated
26.08.2025.

For Petitioner:

Mr.S.Ravikumar
Special Government Pleader

For Respondent(s):

Mr.K.P.Sanjeev Kumar (R1)
Ms.S.Ranganayaki
Special Government Pleader
Ms.Geetha ThamaraiSelvan (R2)



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ORDER

This Miscellaneous Petition has been filed to vacate the interim stay granted by this Court in WMP.No.3555 of 2025 in W.P.No.31760 of 2025 dated 26.08.2025.

2. The issue in the Writ Petition is whether Section 87 proceedings can be initiated against a non member. It is the claim of the petitioner that he is not a member of the Kallakurichi Agricultural Producers Cooperative Marketing Society.

3. A perusal of the order passed by this Court in CRP (NPD) No.1172 of 2021, in particular, paragraphs nos. 24 and 28 point out that the petitioner had participated in the auction only as an auction purchaser and not in the capacity as a member of the Society. Hence, it would require a detail probe into the matter. If the interim stay is vacated and the petitioner is proceeded against, it would cause irreparable prejudice. As prima facie, I am satisfied that initiation of 87 proceedings is bad, I am not inclined to vacate the interim stay. This Writ Miscellaneous Petition is dismissed. Interim stay already granted by this



Court in WMP.No.3555 of 2025 in W.P.No.31760 of 2025 on 26.08.2025 is made absolute.

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Post the Writ Petition in the usual course.

20-01-2026

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To

The ManagerThe Kallakurichi Agricultural Products, Co-operative Marketing
Society Ltd., E. 2595 No.25 Nephal Street,
Kallakurichi -606 202



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V.LAKSHMINARAYANAN, J.

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