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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-10-2026

CORAM

THE HON'BLE MR.JUSTICE MUMMINENI SUDHEER KUMAR

WP No. 44409 of 2026
CNR:{HCMA012585452026}
AND
WMP NO. 49819 OF 2026,WP NO. 44412 OF 2026,WP NO. 44416 OF 2026,WP NO. 44420 OF 2026,WMP NO. 49823 OF 2026,WMP NO. 49827 OF 2026,WMP NO. 49828 OF 2026

WP No. 44409 of 2026

C.Kamaraj

..Petitioner(s)

Vs

1. The Registrar Of Co-Operative Societies, No.170, E.V.R.Periyar Salai, Kilpauk, Chennai – 600010.

2. The Additional Registrar Of Cooperative Societies, Chennai Region, No.91, 3rd Floor, Tanfed Building, St.Marys Road, Abiramapuram, Chennai - 600018.

3. The Deputy Registrar Co-Operative Societies (Credit) No.48/39, 4th Floor, Vawoo Brothers Manson, Rajaji Salai, Chennai - 600001.

4. Tmt.T.P.Abinaya, B.D.S., H.D.C.M., Co-Operative Sub-Registrar/Inquiry Officer (Section 82), Thiyagarayanagar Co-Operative Bank Ltd., (X-75), No.5, Duraisamy Road, T.Nagar, Chennai - 600017.

5. Administrator/Deputy Registrar, Thiyagarayanagar Co-Operative Bank Ltd., (X-75), No.Duraisamy Road, T.Nagar, Chennai - 600017.

..Respondent(s)

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WP No. 44412 of 2026

CNR:{HCMA012598672026}

S. Nagojothi

..Petitioner(s)

Vs

1. The Registrar Of Co-Operative Societies, No.170, E.V.R.Periyar Salai, Kilpauk, Chennai – 600010.

2. The Additional Registrar Of Cooperative Societies, Chennai Region, No.91, 3rd Floor, Tanfed Building, St.Marys Road, Abiramapuram, Chennai - 600018.

3. The Deputy Registrar Co-Operative Societies (Credit) No.48/39, 4th Floor, Vawoo Brothers Manson, Rajaji Salai, Chennai - 600001.

4. Tmt.T.P.Abinaya, B.D.S., H.D.C.M., Co-Operative Sub-Registrar/Inquiry Officer (Section 82), Thiyagarayanagar Co-Operative Bank Ltd., (X-75), No.5, Duraisamy Road, T.Nagar, Chennai - 600017.

5. Administrator/Deputy Registrar, Thiyagarayanagar Co-Operative Bank Ltd., (X-75), No.Duraisamy Road, T.Nagar, Chennai - 600017.

..Respondent(s)

WP No. 44416 of 2026

CNR:{HCMA012598682026}

Sheelaa Sathyamurthi

..Petitioner(s)

Vs

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1. The Registrar Of Co-Operative Societies, No.170, E.V.R.Periyar Salai, Kilpauk, Chennai – 600010.

2. The Additional Registrar Of Cooperative Societies, Chennai Region, No.91, 3rd Floor, Tanfed Building, St.Marys Road, Abiramapuram, Chennai - 600018.

3. The Deputy Registrar Co-Operative Societies (Credit) No.48/39, 4th Floor, Vawoo Brothers Manson, Rajaji Salai, Chennai - 600001.

4. Tmt.T.P.Abinaya, B.D.S., H.D.C.M., Co-Operative Sub-Registrar/Inquiry Officer (Section 82), Thiyagarayanagar Co-Operative Bank Ltd., (X-75), No.5, Duraisamy Road, T.Nagar, Chennai - 600017.

5. Administrator/Deputy Registrar, Thiyagarayanagar Co-Operative Bank Ltd., (X-75), No.Duraisamy Road, T.Nagar, Chennai

..Respondent(s)

WP No. 44420 of 2026

CNR:{HCMA012598692026}

Shama Basha

..Petitioner(s)

Vs

1. The Registrar Of Co-Operative Societies, No.170, E.V.R.Periyar Salai, Kilpauk, Chennai - 600010.
2. The Additional Registrar Of Cooperative Societies, Chennai Region, No.91, 3rd Floor, Tanfed Building, St.Marys Road, Abiramapuram, Chennai - 600018.

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3. The Deputy Registrar Co-Operative Societies (Credit) No.48/39, 4th Floor, Vawoo Brothers Manson, Rajaji Salai, Chennai - 600001.

4. Tmt.T.P.Abinaya, B.D.S., H.D.C.M., Co-Operative Sub-Registrar/Inquiry Officer (Section 82), Thiyagarayanagar Co-Operative Bank Ltd., (X-75), No.5, Duraisamy Road, T.Nagar, Chennai - 600017.

5. Administrator/Deputy Registrar, Thiyagarayanagar Co-Operative Bank Ltd., (X-75), No.Duraisamy Road, T.Nagar, Chennai - 600017.

..Respondent(s)

WP No. 44409 of 2026

Writ petition filed under Article 226 of the Constitution of India, to issue a writ of certiorarified mandamus, to call for the records relating to the impugned summons dated 14.10.2026 issued by the 4th respondent pursuant to proceedings in Na.Ka.No.2578/2026/Nava dated 21.08.2026 of the 3rd respondent, quash the same and consequently direct the 4th respondent to furnish copies of all relied upon documents including those sought in the petitioners representations dated 23.09.2026, 16.10.2026 and 21.10.2026 enabling the petitioner to give an effective explanation.

WP No. 44412 of 2026

Writ petition filed under Article 226 of the Constitution of India, to issue a writ of certiorarified mandamus, to call for the records relating to the impugned summons dated 14.10.2026 issued by the 4th respondent pursuant to proceedings in Na.Ka.No.2578/2026/Nava dated 21.08.2026 of the 3rd respondent, quash the same and consequently direct the 4th respondent to furnish copies of all relied upon documents including those sought in the petitioners representations dated 23.09.2026, 16.10.2026 and 20.10.2026 enabling the petitioner to give an effective explanation.

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WP No. 44416 of 2026

Writ petition filed under Article 226 of the Constitution of India, to issue a writ of certiorarified mandamus, to call for the records relating to the impugned summons dated 14.10.2026 issued by the 4th respondent pursuant to proceedings in Na.Ka.No.2578/2026/Nava dated 21.08.2026 of the 3rd respondent, quash the same and consequently direct the 4th respondent to furnish copies of all relied upon documents including those sought in the petitioners representations dated 23.09.2026, 16.10.2026 and 21.10.2026 enabling the petitioner to give an effective explanation.

WP No. 44420 of 2026

Writ petition filed under Article 226 of the Constitution of India, to issue a writ of certiorarified mandamus, to call for the records relating to the impugned summons dated 14.10.2026 issued by the 4th respondent pursuant to proceedings in Na.Ka.No.2578/2026/Nava dated 21.08.2026 of the 3rd respondent, quash the same and consequently direct the 4th respondent to furnish copies of all relied upon documents including those sought in the petitioners representations dated 23.09.2026, 16.10.2026 and 21.10.2026 enabling the petitioner to give an effective explanation.

In All Petitions

For Petitioner(s): Mr.M.Rajendiran

For Respondent(s): Mr.R.Veeramai, SGP

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COMMON ORDER

These writ petitions have been filed seeking a writ of Certiorarified Mandamus to call for the records relating to the impugned summons dated 14.10.2026 issued by the 4th respondent pursuant to proceedings in Na.Ka.No.2578/2026/Nava dated 21.08.2026 of the 3rd respondent, quash the same and consequently direct the 4th respondent to furnish copies of all relied upon documents including those sought in the petitioners representations dated 23.09.2026, 16.10.2026 and 21.10.2026 enabling the petitioner to give an effective explanation.

2. From a perusal of the impugned proceedings dated 14.10.2026, it appears that the same has been issued by the fourth respondent under Section 82 of the Tamil Nadu Co-operative Societies Act, 1983. The said notice is not addressed to any specified person, including the petitioner. According to the learned counsel for the petitioner, the said notice and the earlier notices have been served on the petitioner and the petitioner appeared before the fourth respondent and sought furnishing of certain documents. According to the learned counsel for the petitioner, the fourth respondent is proceeding with the enquiry without furnishing the documents as sought for by the petitioner and, thus, the petitioner contends that the fourth respondent is proceeding with the

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enquiry in violation of the principles of natural justice, thereby causing serious prejudice to the petitioner.

3. As already noted above, from a perusal of the impugned notice dated 14.10.2026 itself, it is evident the same has been issued under Section 82 of the Act, 1983. Since the scope of Section 82 of the Act, 1983, is very limited and is in the nature of a preliminary enquiry, i.e., inspection/investigation at the instance of the Registrar of Co-operative Societies or any delegated authority, Section 82, as such, does not contemplate any detailed enquiry or affording an opportunity to any of the parties. It is entrusted with the duty of conducting an investigation/inspection and to conduct the same as may be required by him by issuing notice to all the concerned, gathering information and then submitting a report to the Registrar or his designate. Once such a report is submitted and, in case any action is required to be initiated against the petitioner or any other employee or former employee of the society concerned, appropriate action would be taken under Section 87 of the Act, 1983, and at that stage, every opportunity and every document as may be required by the person against whom such surcharge proceedings are initiated under Section 87 would be furnished. But such an opportunity is not available in an inspection/investigation contemplated under Section 82 of the Act, 1983.

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4. In the circumstances, this Court is of the considered view it is for the petitioner to appear before the fourth respondent and furnish whatever information the petitioner is having, and it is for the fourth respondent to submit his report based upon the investigation/inspection that may be conducted by him. In case any adverse findings are recorded against the petitioner and any action is contemplated against the petitioner, it is always mandatory on the part of the authorities under Section 87 to afford an opportunity, furnish all the documents and follow the procedure contemplated under Section 87 of the Act, 1983. In the circumstances, this Court is of the considered view this is not a fit case where the discretionary jurisdiction of this Court under Article 226 of the Constitution of India can be exercised at this stage.

5. Accordingly, the writ petitions are disposed with with the above observations. No costs. Connected miscellaneous petitions, if any, shall stand closed. The fourth respondent shall permit the petitioner to make a detailed statement and also submit all the documents, as the petitioner may deem appropriate, and shall also consider the same while submitting his report.

29-10-2026

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

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4. Tmt.T.P.Abinaya, B.D.S., H.D.C.M., Co-Operative Sub-Registrar/Inquiry Officer (Section 82), Thiyagarayanagar Co-Operative Bank Ltd., (X-75), No.5, Duraisamy Road, T.Nagar, Chennai - 600017.

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