

W.P.(MD)No.16748 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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DATED: 19.06.2026

CORAM

THE HONOURABLE MR.JUSTICE **HEMANT CHANDANGOUDAR**

W.P.(MD)No.16748 of 2026

and

W.M.P.(MD)Nos.12417 and 12418 of 2026

Andavar

... Petitioner

vs.

1.The Deputy Registrar / Chief Revenue Officer,
Madurai District Central Co-Operative Bank,
Madurai.

2.The Sale Officer/senior Inspector (Co-Operative Societies),
Theni.

3.The Manager,
Madurai District Central Cooperative Bank,
Bodinayakkanur Branch, Theni.

4.M.D. Special 6 Kottakudi Primary
Agriculture Co-Operative Credit Society,
Represented by its Secretary,
Bodinayakkanur, Theni District.

... Respondents

PRAYER: Writ Petition filed under Article 226 of the Constitution of India for issuance of Writ of Certiorarified Mandamus, to call for the record pertaining to proceedings of the 1st respondent's Proclamation of sale and sale notice of immovable property arising out of the Execution

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Petition Number 121/2024-25 dated 14.05.2026 and quash the same as illegal and direct the 3rd respondent to conduct the enquiry afresh after furnishing all relevant documents as demanded in the legal notice.

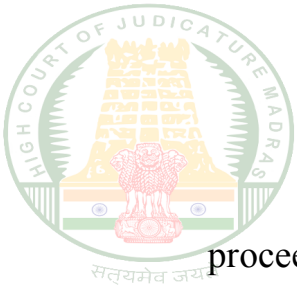
For Petitioner :Mr.K.Surendran
For R1 :Mr.R.Ramasamy
Government Advocate
For R3 :Mr.D.Shanmugaraja Sethupathy

ORDER

The petitioner challenges the Proclamation of Sale and Sale Notice dated 14.05.2026 issued by the first respondent in Execution Petition No. 121/2024-25.

2.In the said proclamation notice, bids have been invited from interested persons for the purchase of the mortgaged property belonging to the petitioner.

3.Proceedings were initiated against the petitioner under Section 90 of the Tamil Nadu Cooperative Societies Act, which culminated in an award directing the petitioner to pay the awarded amount. As the petitioner failed to pay the said amount, the Society initiated execution



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proceedings, and the impugned Proclamation of Sale Notice has been issued in the said Execution Petition.

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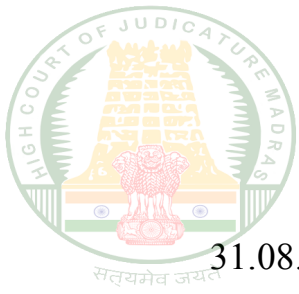
4.The learned Counsel appearing for the petitioner submitted that the petitioner undertakes to pay the entire award amount together with accrued interest, if reasonable time is granted.

5.In view of the request made by the learned Counsel for the petitioner, the impugned Proclamation of Sale Notice issued by the second respondent shall be kept in abeyance, subject to the following conditions:

(i)The petitioner shall deposit 25% of the principal amount before the fourth respondent on or before 22.06.2026;

(ii)The petitioner shall pay 25% of the awarded amount together with accrued interest and charges, including the interest and charges payable under the first instalment, on or before 31.07.2026;

(iii)The petitioner shall pay the remaining 50% of the awarded amount together with accrued interest and charges on or before



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31.08.2026;

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(iv) Upon payment of the entire amount in accordance with the above schedule, the respondents shall release the original title deeds to the petitioner;

(v) In the event of default in complying with any of the above conditions, the respondents shall be at liberty to proceed with the auction of the mortgaged property in accordance with law.

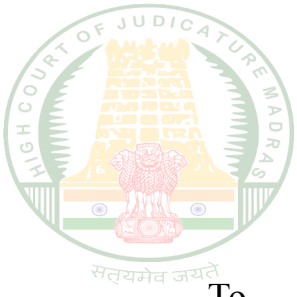
6. With the above directions, the writ petition stands disposed of.

7. There shall be no order as to costs. Consequently, the connected miscellaneous petitions are closed.

Index : Yes / No
Internet : Yes / No
NCC : Yes / No

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HEMANT CHANDANGOUDAR, J.

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