

GAHC010148032024



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : WP(C)/3715/2024

JAMADARHAT SAMABAI SAMITI LTD AND ANR
HAVING REGISTERED OFFICE AT VILL- PORAVITA BAZAR, P.O.
JAMADARHAT DIST- DHUBRI, REPRESENTED BY ITS CHAIRMAN,
SADDAM HUSSAIN, AGE ABOUT 36 YEARS, S/O- ABDUL KHALEQUE,
VILL- PORAVITA P.O. JAMADARHAT, DIST.- DHUBRI, ASSAM, PIN- 783330

2: SADDAM HUSSAIN
S/O- ABDUL KHALEQUE
VILL- PORAVITA P.O. JAMADARHAT
DIST.- DHUBRI
PIN- 78333

VERSUS

THE STATE OF ASSAM AND 3 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE GOVT.
OF ASSAM, DEPARTMENT OF COOPERATIVE AND CONSUMER AFFAIRS,
DISPUR, GUWAHATI-06

2:THE REGISTRAR OF COOPERATIVE SOCIETIES
ASSAM
KHANAPARA
GUWAHATI-22

3:ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES
HATSINGIMARI
DIST. DHUBRI

4:THE SECRETARY
JAMADARHAT SAMABAI SAMITI LTD.
VILL- PORAVITA BAZAR
P.O. JAMADARHAT
DIST.- DHUBRI
PIN- 78333

Advocate for the petitioner(s): Mr. MJ Quadir

Advocate for the respondent(s): Mr. SK Talukdar

Standing counsel,
Co-Operation Department
Government of Assam

B E F O R E
HON'BLE MR. JUSTICE DEVASHIS BARUAH
ORDER

24.07.2024

Mr. MJ Quadir, the learned counsel appearing on behalf of the petitioners submits that taking into account that the flood situation is presently improving, he would not like to press the instant writ petition. He further submits that the petitioners would be issuing the notice in terms with the provisions of Assam Co-operative Societies Act, 2007 by tomorrow i.e. 25.07.2024. However, he submits that in the eventuality the holding of the meeting on 10.08.2024 becomes impossible, the petitioners may be given the liberty to approach this Court again.

2. This Court taking into account the said submission closes the instant writ petition on withdrawal.

3. It is further observed that in the circumstance the holding of the meeting is beyond the control of the petitioners, the petitioners would be at liberty to again approach this Court.

4. Before parting with the records, this Court also observes that taking into account that the petitioners have duly informed the officers of the Cooperation Department pursuant to a resolution being passed about the holding of the meeting on 10.08.2024, the Cooperation Department shall provide the necessary aid to the petitioners so that the meeting can be held on 10.08.2024.

5. Mr. SK Talukdar, the learned counsel appears on behalf of respondent Nos.1, 2 and 3.

JUDGE

Comparing Assistant