

GAHC010233782023



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

Case No. : I.A.(Civil)/3258/2023

ABDUL KASHEM AND 4 ORS
S/O- ABDUL KUDDUS, R/O- VILL.- DURABANDI BILL, P.O. LUCHNABORI,
DIST. MORIGAON, ASSAM

2: JOINAL ABDIN

S/O LATE MOMIN ALI
R/O VILL. BELUBARI
P.O. LOCHANABORI
P.S. MOIRABARI
DIST. MORIGAON
ASSAM

3: ANOWAR HUSSAIN

S/O LATE MOHAMMAD ALI
R/O VILL. GORIABARI PATHAN
P.O. LOCHANABORI
P.S. MOIRABARI
DIST. MORIGAON
ASSAM

4: SAIFUL ISLAM

S/O LATE SURUJ ALI
R/O VILL. AND P.O. LOCHANABORI
P.S. MOIRABARI
DIST. MORIGAON
ASSAM

5: MOZIBU RAHMAN

R/O VILL.AND P.O. LOCHANABORI
P.S. MOIRABARI
DIST. MORIGAON
ASSA

VERSUS

THE STATE OF ASSAM AND 6 ORS
REPRESENTED BY THE COMMISSIONER AND SECRETARY TO THE
GOVERNMENT OF ASSAM, CO-OPERATION DEPARTMENT, DISPUR,
GUWAHATI-06.

2:THE REGISTRAR OF CO-OPERATIVE SOCIETIES
ASSAM
KHANAPARA
GUWAHATI-781022.

3:THE ADDITIONAL REGISTRAR OF CO-OPERATIVE SOCIETIES (GEN)
ASSAM
KHANAPARA
GUWAHATI-781022.

4:THE ZONAL JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES

GUWAHATI ZONE
ASSAM

5:THE ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES
MORIGAON
ASSAM

6:THE ONE MAN COMMITTEE
OF LUCHANABORI SAMABAI SAMITI LTD.
REPRESENTED BY THE SRI BIPUL BORA
SR. INSPECTOR/AUDITOR OF COOPERATIVE SOCIETIES
P.O. LUCHANABORI
MORIGAON
ASSAM
PIN- 782126.

7:RUFUL AMIN

S/O- ABDUL KUDDUS
R/O- VILL.- DURABANDI BILL
P.O. LUCHNABORI
DIST. MORIGAON
ASSA

For the Applicant(s)/writ petitioner : Mr. M.H. Ahmed, Advocate
Mr. J.M.A. Choudhury, Advocate

For the Respondent(s) : Mr. G. Bordoloi, SC, Cooperation

**BEFORE
HONOURABLE MR. JUSTICE DEVASHIS BARUAH**

ORDER

Date : 29.11.2024

Heard Mr. M.H. Ahmed, the learned counsel appearing on behalf of the writ petitioner and Mr. J.M.A. Choudhury, the learned Standing Counsel appears on behalf the Cooperation Department.

2. This is an application filed by the applicants herein who are the share holders of a Society in the name and style of Lochanabori Somobai Sammitee Limited. It is the specific case of the applicants that they had filed an application before the Registrar of Cooperative Societies against the reinstatement of the petitioner and on the basis of the said application the order was passed which is impugned in the instant proceedings.

3. Mr. J.M.A. Choudhury, the learned Standing Counsel, Cooperation Department did not object to the said aspect of the matter.

4. Taking into account the above, it is the opinion of this Court that the applicants herein are necessary parties to the accompanying writ petition.

5. Accordingly, the applicant Nos. 1 to 5 are impleaded as the respondent Nos. 7 to 11 to the accompanying writ petition.

6. Mr. J.M.A. Choudhury, the learned counsel appearing on behalf of the

petitioners is directed to file a fresh memo of parties before the Registry of this Court within 7(seven) days from today and on the basis thereof, the Registry shall make necessary changes in the Cause Title of the accompanying writ petition and also update the same in the CIS.

7. In view of the above, the I.A. stands allowed.

JUDGE

Comparing Assistant