

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.11947 of 2014

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1. Abhishek Upadhyay Son of Sri Rajendra Upadhyay Resident of Village-
Nonar, P.S- Piro, District- Bhojpur.

.... Petitioner/s

Versus

1. The State of Bihar through the Chief Secretary, Govt. of Bihar, Patna.
2. The Secretary, Co- operative Department, Govt. of Bihar, Patna.
3. The District Magistrate, Bhojpur.
4. The Additional Collector- cum- Nodal Officer (for PACS), Bhojpur.
5. The Block Development Officer, Piro, Bhojpur.
6. The BCEO, Block- Piro, Bhojpur.
7. The Chairman, Nonar PACS, Gram Panchayat Nonar, Piro, Bhojpur.

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Ravindra Kumar, Adv.

For the Respondent/s : Mr. Ajay Bihari Sinha, S.C. 19

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CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN
ORAL ORDER

3 28-09-2015 The writ petition is filed for a direction to the respondents to grant membership to the petitioner and others in the Nonar Primary Agriculture Credit Cooperative Society, Piro in the district of Bhojpur.

Mr. Rabindra Kumar learned counsel for the petitioner relies upon a communication of the Block Development Officer dated 24.6.2014 present at Annexure-2 to submit that although the Chairman of the society was directed to include the name of the persons as per the list enclosed with the letter and to inform him accordingly but the Chairman has not responded to the directions.

An issue of grant of membership or its refusal is a dispute to be raised before the Registrar in terms of Section 48 of the Bihar

Cooperative Societies Act read with Rule 7 thereof. The petitioner without exhausting the remedy so available to him has chosen to file the writ petition before this Court for the same relief.

Considering the alternative statutory remedy so available to the petitioner, the writ petition is disposed of.

(Jyoti Saran, J)

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