

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 16844 of 2015
Date of Decision 17.08.2015

Mahabir Singh

...Petitioner

Versus

Registrar, Cooperative Societies, Haryana and others

---Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

Present: - Mr. S.S. Dalal, Advocate
for the petitioner.

HARINDER SINGH SIDHU, J.

In this petition, the petitioner has prayed for quashing the order of the Deputy Registrar, Cooperative Societies, Kurukshetra dated 20.07.2015 (Annexure P-2), whereby he has been placed under suspension with immediate effect and the Managing Committee of the society has been directed to initiate disciplinary action and issue charge-sheet against him. The said order has been passed in exercise of powers under Rule 20(3) of the PACS Staff Service Rules, 2014.

Learned counsel for the petitioner does not deny that the power of suspension vests in the Deputy Registrar under the aforesaid Rules. He, however, states that the appointment of the petitioner has been made by Chief Executive Officer, Ambala Central Cooperative Bank Ltd., Ambala City and that as per bye-laws 40(6) of the Holi PACS, the power to appoint employees and to proceed for suspension and removal is vested with the Managing Committee.

Be that as it may, if the Statutory Rules contemplate the power to suspend the employee of the Cooperative Society in the Deputy Registrar merely on the fact that in terms of the bye-laws such a power have been conferred on the Managing Committee of the Society would not render the order of the Dy. Registrar illegal.

Dismissed.

17.08.2015
Atul

(HARINDER SINGH SIDHU)
JUDGE