

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.

CWP No.9515 of 2011
Date of decision: 17.8.2015

The Nawanshahr Central Cooperative Bank Ltd.

... Petitioner

vs

Deputy Registrar (Enforcement), Cooperative Societies, Punjab,
Chandigarh, and another

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.D.V.Sharma, Sr.Advocate, with
Ms.Eshjyot Walia, Advocate,
for the petitioner
Mr.Suvir Sehgal, Addl.AG, Punjab
for respondent No.1.
Ms.Jagdeep Bains, Advocate,
for respondent No.2
...

AMOL RATTAN SINGH, J. (Oral)

Undoubtedly, there is a power of revision vested in the competent authority under Section 69 of the Punjab Cooperative Societies Act, 1961. In fact, the Supreme Court, in Ishwar Singh vs. State of Rajasthan and others, 2005(1) SCT 525, while considering a pari materia provision of the Rajasthan Cooperative Societies Act, 1965, has held that a second revision petition would lie to the Government, where the first revision petition has been decided by an authority subordinate to the Registrar, as a delegatee of the Registrar.

In the present case, the petitioner-Bank has not availed of

the alternative remedy of even the first revision petition.

Hence, declining to entertain the present petition under Article 226, in view of the alternative remedy available, the matter is remitted to Government for consideration, in exercise of powers conferred under Section 69 of the Punjab Cooperative Societies Act, 1961.

The writ petition is disposed of.

17.8.2015
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(AMOL RATTAN SINGH)
JUDGE