

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP No.2604 of 2015
Date of Decision: 01.12.2015

Sh. B.L. Joshi

. . . .Petitioner

Versus

Secretary Co-operation Department of Cooperative Society and
others

. . . . Respondents

CORAM: HON'BLE MR.JUSTICE RAKESH KUMAR JAIN

Present: Mr.J.S. Thind, Advocate,
for the petitioner.

Mr.Vikas Bali, Advocate,
for the Chandigarh Administration.

RAKESH KUMAR JAIN, J. (ORAL)

The petitioner has challenged the order by which the petition filed against his election to the post of Treasurer of Nirvana Coop. H/B, 1st Society Ltd., Sector 49-B, Chandigarh was allowed by the Joint Registrar, Cooperative Societies, Chandigarh on 28.5.2014 and Raghbir Singh Dham was declared as elected in his place. The appeal filed under Section 68 of the Punjab Cooperative Society Act, 1961 [applicable in UT] was also dismissed on 30.1.2015.

Learned counsel for the petitioner has argued that the order dated 30.1.2015 passed by respondent No.1 is sans reasons, therefore, it violates the principle of natural justice which requires quasi judicial authority to give reasons in his order so that the said reasons could be examined by the higher Court.

Learned counsel for the respondent has failed to support the order, therefore, the order dated 30.1.2015 is hereby quashed/set aside and the matter is remanded back to respondent No.1 to pass the same in accordance with law, by passing a speaking order much less with reasons.

Parties are directed to appear before respondent No.1 on 4.12.2015 at 11:00 A.M.

Respondent No.1 shall decide the appeal within a period of seven days thereafter.

01.12.2015

Vivek

**(RAKESH KUMAR JAIN)
JUDGE**