

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.16480 of 2015

Arbind Kumar, Son of Ram Chandar Singh, Resident of Village-Korbaddha, P.O.- Laguniya Suryakanth, P.S.- Samastipur (Muffasil), District- Samastipur.

.... Petitioner/s

Versus

1. The State of Bihar through Secretary, Co-operative Department, Bihar, Patna.
2. The District Magistrate, Samastipur.
3. The Sub-Divisional Officer, Samastipur.
4. The District Co-operative Officer, Samastipur.
5. Shiv Shambhu Kumar, Son of Sita Ram Mahto, Resident of Village-Korbaddha, P.O.- Laguniya Suryakanth, P.S.- Samastipur (Muffasil), District- Samastipur. Ex- Chairman of Korbaddha PACS (Primary Agriculture Credit Society).
6. Ramashish Pandit, Son of Dulari Pandit, Resident of Village-Korbaddha, P.O.- Laguniya Suryakanth, P.S.- Samastipur (Muffasil), District- Samastipur. Acting Chairman of Korbaddha PACS.
7. Narendra Kumar, Son of Sita Ram Roy, Resident of Village-Korbaddha, P.O.- Laguniya Suryakanth, P.S.- Samastipur (Muffasil), District- Samastipur.

.... Respondent/s

Appearance:

For the Petitioner/s : Mr. Deepak Kumar, Advocate

For the Respondent/s : Smt. Namrata Mishra, G.A.-13

CORAM: HONOURABLE MR. JUSTICE JYOTI SARAN

ORAL ORDER

4 01-03-2016 In the nature of the order impugned at Annexure-1, I am not persuaded to interfere with the same for any interference therewith would be affecting the working of the Society.

Insofar as issue of handing over charge is concerned, the petitioner shall be at liberty to question the same before an appropriate forum. The judgments relied upon by Mr. Deepak Kumar is wholly misplaced in view of the settled legal position

that no writ lies against a Cooperative Society. The special Bench Judgment of this Court reported in **2014(1) PLJR 695 (The Organizer, Dehri C.D. & C.M. Union Ltd. vs. State of Bihar)** is conclusive on the issue.

No cause for indulgence is made out. The writ petition is dismissed.

(Jyoti Saran, J)

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