

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14907 of 2013

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1. Rameshwar Prasad Singh S/O Late Mungeri Lal Singh Resident of
Mohalla - 108, Anandpuri, P.S. Srikrishnapuri, District - Patna

.... Petitioner/s

Versus

1. The State Of Bihar Through Secretary, Co - Operative Department,
Govt. Of Bihar, Patna
2. The Registrar, Co - Operative, Government Of Bihar, Patna
3. The Bihar State Co - Operative Marketing Union, Limited, West Gandhi
Maidan, Patna Through Its Chairman
4. The Managing Director, Bihar State Cooperative Marketing Union
Limited, West Gandhi Maidan, Patna
5. The Special Officer (Administration) Bihar State Cooperative
Marketing Union Limited, West Gandhi Maidan, Patna

.... Respondent/s

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Appearance :

For the Petitioner/s : Mr. Janardan Prasad Singh, Sr. Advocate
Mr. Arbind Kumar Singh, Advocate
Mr. Shailendra Kumar Singh, Advocate
For the BISCOMAUN : Mr. Surendera Kumar Mishra, Advocate
(For Respondent nos. 2 to 5)
For the State : Mr. Mirtyunjay Kumar, AC to GP-3

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

10 17-11-2016 Heard learned counsel for the petitioner and the

learned counsel for the Bihar State Cooperative Marketing

Union Limited (BISCOMAUN).

In this case, the petitioner is challenging the order
dated 04.10.2012 passed by the Registrar, Co-operative
Societies, Bihar, Patna, whereby, the Registrar rejected the
claim of the petitioner for grant of revised pay scale in the scale
of Rs. 2200-4000 from 05.05.1994 and for the payment of
arrears as well as stagnation increments of 6th pay revision scale

and arrears of dearness allowances.

Learned counsel for the petitioner submits that the petitioner made representation for grant of revised pay scale in the scale of Rs. 2200-4000 from 05.05.1994 and for the payment of arrears and grant two stagnation increment, which was rejected by BISCOMAN.

Learned counsel for the petitioner submits that the petitioner approached this Court in C.W.J.C. No. 13498 of 2006, which was disposed of with a direction to the respondents to take a final decision in the matter within a period of four months, but the respondents did not pass any order as directed by this Court and, later on, the petitioner filed a contempt petition bearing M.J.C. No. 2992 of 2008 before this Court, which was disposed of giving liberty to the petitioner to raise his grievance before the Registrar, Co-operative Societies, Bihar, Patna. The petitioner approached the Registrar, Co-operative Societies, Bihar, Patna, and the Registrar, Co-operative Societies, Bihar, Patna, without dealing the matter properly and independently, by a cryptic order has rejected the claim of the petitioner in Dispute Case No. 172 of 2011.

It is well known principle of law that when a quasi-judicial body exercises its power to adjudicate the matter, he

must give the reason so that the litigant or higher authority could know the mind of the authority, who passes the order and it is a part of the natural justice as has been held by the Supreme Court in the case of ***Chairman and Managing Director, United Commercial Bank and others Vs. P.C. Kakkar*** reported in ***2003(4) SCC 364***.

With the aforesaid observations, the order dated 04.10.2012 passed by the Registrar, Co-operative Societies, Bihar, Patna, is set aside and the matter is remanded back to the Registrar, Co-operative Societies, Bihar, Patna. This Court does not give any opinion on the merits of the case, but the Registrar, Co-operative Societies, Bihar, Patna, will dispose of the matter within a period of four months from the date of production of the copy of this order.

Accordingly, this writ application is disposed of.

(Shivaji Pandey, J)

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