

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

***CWP No.15515 of 2016 (O&M)
Date of decision : 03.08.2016***

Mian Singh

.... Petitioner

Vs.

*Registrar, Cooperative Societies, Haryana Sahkarita Bhawan, Panchkula &
others*

.... Respondents

CORAM : HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Surender Singh Dalal, Advocate for the petitioner.

...

TEJINDER SINGH DHINDSA, J.

Pleadings on record would indicate that the petitioner is a primary member of the Ramgarh Rodhan Primary Agricultural Cooperative Society Limited. Private respondent No.6, namely, Hawa Singh, who was working as a Salesman in the Society has been promoted to the post of Parbandhak in the Society.

As per petitioner, the qualification prescribed for the post of Parbandhak is that of graduation. Allegations are that private respondent No.6, Hawa Singh is not a graduate and has managed promotion to the post of Parbandhak on the basis of fictitious and forged degree.

Counsel has referred to communication dated 20.05.2016 at Annexure P-3 issued from the Deputy Registrar, Cooperative Societies, Kurukshetra and addressed to the General Manager, Kurukshetra Central Cooperative Bank Limited, whereby directions have been issued for initiating departmental and criminal proceedings against Hawa Singh.

Grievance raised in the instant petition is that till date the respondent/authorities are sitting over the matter and necessary follow up action in pursuance to the communication dated 20.05.2016 at Annexure

P-3 has not been taken.

Counsel for the petitioner has been heard at length.

I am of the considered view that this Court cannot be relegated to step into the shoes of an Authority so as to oversee the state of affairs and misdoing etc. that may have taken place while appointing a Parbandhak in a Primary Agricultural Cooperative Society.

Be that as it may, in the light of the letter dated 20.05.2016 (Annexure P-3), the Appropriate Authority(s) must act in accordance with law.

The present writ petition is disposed of in terms of granting liberty to the petitioner to approach the Registrar, Cooperative Societies, Haryana or even raise the level to the Secretary, Department of Cooperation, Haryana as regards his complaint against private respondent No.6/Hawa Singh.

Needless to observe that in the eventuality of the petitioner approaching the concerned Superior Authority(s), such Authority(s) would take action as deemed fit and warranted in accordance with law.

Disposed of.

03.08.2016

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes |
| ii) | Whether reportable? | No |