

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

Date of decision: 26.05.2016

CWP No.17868 of 2015

Devinder Singh Randhawa

...Petitioner

Vs.

The Dharowali Multipurpose Cooperative Agricultural Service Society Limited
& another

...Respondents

CORAM: HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. B.S.Sehra, Advocate, for the petitioner.

1. *To be referred to the Reporter or not?*
2. *Whether the judgment should be reported in the Digest?*

RAJIV NARAIN RAINA, J. (ORAL)

A writ does not lie against the first respondent – The Dharowali Multipurpose Cooperative Agricultural Service Society Limited, registered under the Punjab Cooperative Societies Act, 1961. Merely because the Registrar Cooperative Societies, Punjab has approved the rules of service governing the conditions of service of the employees of the society that would not by itself qualify the first respondent to be an authority under Article 226 of the Constitution and amenable to writ jurisdiction. If gratuity has to be claimed against the society, the petitioner has an effective and efficacious alternative remedy before the machinery provided under the Payment of Gratuity Act, 1972. Consequently, the present writ petition is not maintainable and is dismissed with liberty to the petitioner to avail his alternative remedy.

26.05.2016

Vimal

VIMAL KUMAR
2016.05.28 17:09
I attest to the accuracy and
integrity of this document
Chandigarh

**[RAJIV NARAIN RAINA]
JUDGE**