

**HIGH COURT FOR THE STATES OF PUNJAB & HARYANA AT
CHANDIGARH**

**CWP No.22090 of 2016
Date of decision:24.10.2016**

Balvir Singh

...Petitioner

Versus

State of Punjab and others

...Respondent

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr.Aalok Jagga, Advocate for the petitioner.
Mr.Vikas Singh, Advocate for caveator-respondent No.4

RAMESHWAR SINGH MALIK, J. (Oral)

Instant writ petition is directed against the order dated 26.9.2016 (Annexure P-7) passed by the Joint Registrar, Cooperative Societies, Patiala Division, Patiala-respondent No.3, whereby objection raised by the petitioner against finalisation of voters' list and approval of election programme were dismissed.

Notice of motion only to respondent No.4-caveator, at this stage.

Mr.Vikas Singh, Advocate, accepts notice on behalf of respondent No.4.

Heard learned counsel for the parties.

Although, it is not disputed before this Court that the impugned order dated 26.9.2016 (Annexure P-7) would be revisable before the higher authorities under the relevant provisions of Punjab Cooperative Societies Act, 1961, yet the instant writ petition was entertained only because of peculiar fact situation obtaining in the present case, coupled with the fact that election to respondent No.4 is going to be held on 8.11.2016 and nominations for election shall be filed on 3.11.2016.

The another reason for entertaining the present writ petition was that learned counsel for the petitioner restricted his prayer only to this limited aspect that respondent No.4 may be granted to hand over a complete copy of the voters' list to the petitioner, so as to enable him to contest the election in question. However, learned counsel for respondent No.4 pointed

out at page 155 of the paper-book to contend that petitioner, whose name was figuring at Sr. No.2691, is himself a defaulter, which disentitles him for contesting the election.

Be that as it may, the relevant registers, containing the names and particulars of members, were placed before the petitioner, out of which he selected few pages thereof and photocopies of those papers have been handed over to the learned counsel for the petitioner. Faced with this fact situation, learned counsel for the petitioner points out that complete list of particulars of the voters has not been provided to him.

Replying to the above-said grievance raised by the learned counsel for the petitioner, learned counsel for respondent No.4 fairly states that let the petitioner visit the office of respondent No.4 on any working day and he shall be provided duly attested photocopy of any document, including the complete voters' list, however, at his own expense.

It is now agreed between the parties that petitioner shall visit the office of respondent No.4 on 26.10.2016 at 11.00 AM and the General Manager of respondent No.4, i.e. Budhewal Cooperative Sugar Mill Ltd, shall ensure that a complete and duly attested voters' list is provided to the petitioner on the same day. If the petitioner would still be feeling aggrieved, he would be entitled to pursue his remedy, before the appropriate forum, in accordance with law, by raising all possible pleas available to him.

With the above-said observations made, the instant writ petition stands disposed of.

24.10.2016
mks

(RAMESHWAR SINGH MALIK)
JUDGE

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No