

## IN THE HIGH COURT OF JUDICATURE AT PATNA

### Civil Writ Jurisdiction Case No.2961 of 2017

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1. Amrit Nath Jha, Son of Late Shashi Nath Jha, Resident of Village Pali Gauth, Police Station- Benipatti, District- Madhubani.
  2. Vinay Kumar Mishra, Son of Sri Devendra Mishra, Resident of Village- Meghaul, Police Station- Pandaul, District- Madhubani.
  3. Hari Kumar Gupta, Son of Late Yogi Prasad Gupta, Resident of Village- Rajaun Pali, Police Station- Kamtaul District- Darbhanga.
  4. Mohan Chan Das, Son of Sri Narayan Das, Resident of Village- Bardaha, Police Station- Bisphi, District- Madhubani.
  5. Chandan Kumar Jha, Son of Sri Raj Kumar Jha, Resident of Village Meghaul, Police Station- Sakri, District- Madhubani.
  6. Manoj Kumar Jha, Son of Late Krishna Mohan Jha, Resident of Village Sarisab, Police Station- Benipatti, District- Madhubani.

.... .... Petitioner/s

Versus

1. The Union of India through its Secretary, Ministry of Agriculture Department of Agriculture & Co-operative, New Delhi.
2. The Joint Secretary, Ministry of Agriculture, Department of Agriculture & Co-operative Krishi Bhawan, New Delhi.
3. The Joint Secretary to the Government of India & Central Registrar of Co-operative Society, Office of Central Registrar, Co-operative Society, Krishi Bhawan, new Delhi.
4. The Director (Co-operation) Department of Agriculture & Co-operation, Ministry of Agriculture, Krishi Bhawan, Room No. 333, New Delhi 110001.
5. The State of Bihar through its Principal Secretary, Department of Co-operative, New Secretariat, Patna.
6. The Registrar, Co-operative Societies, Government of Bihar, New Secretariat, Patna.
7. The District Magistrate, Madhubani.
8. The Superintendent of Police, Madhubani.
9. The Officer-in-charge/Station House Officer, Madhubani Town Police Station, District Madhubani.
10. The Officer-in-Charge/Station House officer, Khajauli Police Station, Kajauli, District- Madhubani.
11. Jyoti Credit & Savings Swablambi Sahkari Samiti Ltd. through its President having its office at 2, Dharmveer Market, Mathura Road, Dadarpur, New Delhi.
12. Vinod Kumar Son of Sri Gopal Dubey, Resident of Bhagwanpur Chowkm Alakapuri, Muzaffarpur at present holding the Post of President of the Managing Body of Jyoti Credit & Saving Swablambi Sahkari Samiti Ltd. having its office at 2, Dharmveer Market, Mathura Road, Badarpur, New Delhi- 110044.
13. Rakesh Kumar, Son of Sri Durga Nand Jha, Resident of Bhawanipur, P.S. Pandaul, District Madhubani at present holding the post of the Vice President of the Jyoti Credit & Saving Swablambi Sahkari Samiti Ltd. having its office at Dharmveer Market, Mathura Road, Badarpur, New Delhi 110044.
14. Nebo Nath Jha, Son of Late Bilat Jha, Resident of Ram Raji Road, Maripur,



Muzaffarpur at present holding the post of General Secretary of Jyoti Credit & Saving Swablambi Sahkari Samiti Ltd. having its office at 2, Dharmveer Market, Mathura Road, Badarpur, New Delhi- 110044.

15. Shailendra Thakur, Son of Mahachandra Thakur, Resident of Village Shahpur, P.S. Pandaul District Madhubanni at Present holding the Post of Deputy Secretary of Jyoti Credit & Saving Swablambi Sahkari Samiti Ltd. having its office at 2, Dharmveer Market, Mathura Road, Badarpur, New Delhi- 110044.
16. Vijay Kumar Pathak Son of Shyma Kanat Pathak, resident of Gajhara, P.S. Ladania at present holding the post of Treasurer of Jyoti Credit & Saving Swablambi Sahkari Samiti Ltd. having its office at 2, Dharmveer Market, Mathura Road, Badarpur, New Delhi- 110044.

.... .... Respondent/s

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**Appearance :**

|                      |   |                                |
|----------------------|---|--------------------------------|
| For the Petitioner/s | : | Mr. Shailendra Kumar Jha, Adv. |
| For the State        | : | Mr. Chitranjan Sinha, PAAG-2   |
|                      |   | Mr. Sudish Kumar, AC to PAAG-2 |
| For the UOI          | : | Mr. S.D. Sanjay, ASG           |

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**CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY**

**ORAL JUDGMENT**

**Date: 09-05-2017**

Heard learned counsel for the parties.

Learned counsel for the petitioner has primarily raised a grievance that the Society is not functioning in terms of its bye-laws, has committed serious irregularities in running its society and causing prejudice to the depositors.

The limited prayer is with regard to cancellation of the registration of the Society. For this relief, the petitioner should approach to the Central Registrar of the Co-operative Society, Co-operative Soccity, Krishi Bhawan, New Delhi (Respondent No.3) under the Multi-State Cooperative Society Act and he will take action in accordance with law and dispose of the application within a period of four months from the date of filing of the application.



With the aforementioned observation, this application is disposed of.

**(Shivaji Pandey, J)**

Rishi/-

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| AFR/NAFR          | NAFR       |
| CAV DATE          | NA         |
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