

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPC No. 1716 of 2017

Dharmendra Kumar Shastri S/o Late Babulal Shastri Aged About 48 Years R/o Village And Post Baima, Police Station Sarkanda, Tahsil And District Bilaspur, Chhattisgarh.

---- Petitioner

Versus

1. Registrar, C. G. State Co - Operative Societies Indrawati Bhawan, Block B, Second And Third Floor, Naya Raipur, Chhattisgarh.
2. Service Co Operative Society Ltd, Nagoi (Reg. No. 226) Police Station Sarkanda, Tahsil And District Bilaspur, Chhattisgarh.
3. A. Kumar Yadav, Manager, Service Co-Operative Society Ltd. Nagoi, (Reg. No. 226) Police Station Sarkanda, Tahsil And District Bilaspur, Chhattisgarh.
4. The Returning Officer, Service Co-Operative Society Ltd. Police Station Sarkanda, Tahsil And District Bilaspur, Chhattisgarh.
5. State Co-Operative Election Commission, Through- Secretary, Near Ghari Chowk, Raipur, Chhattisgarh.

---- Respondents

For Petitioner	:	Shri Neeraj Choubey, Advocate
For State	:	Shri Dhiraj Wankhede, Govt. Advocate

S.B. Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

28/06/2017

Heard.

1. The petitioner has filed this petition seeking a direction to respondents to decide his representation against exclusion of his name from the voter list.
2. It is submitted by learned counsel for the petitioner that on the basis of an illegal voter list without due consideration of petitioner's representation, election of Members of the Cooperative Society, Nagoi, has already taken place on 25.6.2017 and the respondents would be proceeding to hold election for the Board of Directors of the Society.
3. The petitioner has an alternative remedy of filing dispute under Section 64 of the Chhattisgarh Cooperative Societies Act, 1960. Therefore, in these circumstances, the issue with regard to legality, illegality, inclusion and

exclusion in the voter list can well be raised by the petitioner by filing a dispute before the competent authority under Section 64 of the Cooperative Societies Act.

4. The petition is therefore dismissed with liberty to the petitioner to take recourse to alternative remedy.

Sd/-
(Manindra Mohan Shrivastava)
Judge

Praveen