

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 1820 of 2017

- Mohammad Salman Khan S/o Mohammad Usman Khan, Aged About 25 Years (Age wrongly mentioned in Annexure P/1) R/o Near Nagina Masjid, Tarbahar, Bilaspur District Bilaspur (Chhattisgarh).

---- Petitioner

Versus

1. State Of Chhattisgarh, Through The Secretary, Department Of Cooperative Societies, Ministry, Mahanadi Bhawan, Naya Raipur, P O & P. S. Rakhi, District Raipur (Chhattisgarh).
2. Registrar, Cooperative Societies, Indrawati Bhawan, Naya Raipur, District Raipur, (Chhattisgarh).
3. Joint Registrar, Cooperative Societies, Bilaspur District Bilaspur, (Chhattisgarh).
4. Zila Sahakari Kendriya Bank Maryadit, Bilaspur, Through Chief Executive Officer Bilaspur, Nehru Chowk, Bilaspur, District Bilaspur (Chhattisgarh).
5. Commissioner (Revenue), Bilaspur Division Bilaspur, District Bilaspur (Chhattisgarh).
6. Collector-Cum- Authorized Officer, Zila Sahkari Kendriya Bank Maryadit, Bilaspur, Nehru Chowk, Bilaspur, District Bilaspur (Chhattisgarh).

---- Respondent

And

WPS No. 1826 Of 2017

- Mohammad Imran Khan S/o Mohammad Usman Khan, Aged About 34 Years (Age wrongly mentioned in Annexure P/1) R/o Near Madarsa Hussain, Vikas Nagar, Kusmunda, District Korba (Chhattisgarh)

---- Petitioner

Vs

1. State Of Chhattisgarh Through : The Secretary, Department Of Cooperative Societies, Ministry, Mahanadi Bhawan, Naya Raipur, P O & P. S. Rakhi, District Raipur (Chhattisgarh)
2. Registrar, Cooperative Societies, Indrawati Bhawan, Naya Raipur, District Raipur (Chhattisgarh)

3. Joint Registrar, Cooperative Societies, Bilaspur, District Bilaspur (Chhattisgarh)
4. Zila Sahakari Kendriya Bank Maryadit, Bilaspur, Through Chief Executive Officer Bilaspur, Nehru Chowk, Bilaspur, District Bilaspur (Chhattisgarh)
5. Commissioner (Revenue), Bilaspur Division Bilaspur, District Bilaspur (Chhattisgarh)
6. Collector-Cum- Authorized Officer, Zila Sahakari Kendriya Bank Maryadit, Bilaspur, Nehru Chowk, Bilaspur, District Bilaspur (Chhattisgarh)

---- Respondent

And

WPS No. 1827 Of 2017

- Pankaj Kumar Tiwari S/o Mahendra Kumar Tiwari, Aged around 33 Years R/o M/ 545, Vikas Nagar Kusmunda, District Korba (Chhattisgarh)

---- Petitioner

Vs

1. State Of Chhattisgarh Through : The Secretary, Department Of Cooperative Societies, Ministry, Mahanadi Bhawan, Naya Raipur, P O & P. S. Rakhi, District Raipur (Chhattisgarh)
2. Registrar, Cooperative Societies, Indrawati Bhawan, Naya Raipur, District Raipur (Chhattisgarh)
3. Joint Registrar, Cooperative Societies, Bilaspur, District Bilaspur (Chhattisgarh)
4. Zila Sahakari Kendriya Bank Maryadit, Bilaspur, Through Chief Executive Officer Bilaspur, Nehru Chowk, Bilaspur, District Bilaspur (Chhattisgarh)
5. Commissioner (Revenue), Bilaspur Division Bilaspur, District Bilaspur (Chhattisgarh)
6. Collector-Cum- Authorized Officer, Zila Sahakari Kendriya Bank Maryadit, Bilaspur, Nehru Chowk, Bilaspur, District Bilaspur (Chhattisgarh)

---- Respondent

For Petitioners
For Respondent/State
For Respondent No.4

Mr. Mateen Siddique, Advocate
Mr. Shashank Thakur, Govt. Advocate
Mr. Jitendra Shrivastava, Advocate

Hon'ble Shri Justice Prashant Kumar Mishra
Order On Board

18/4/2017

1. Heard.
2. Learned counsel for the petitioners seeks permission of this Court to withdraw these petitions with liberty to move duly constituted dispute before the jurisdictional Registrar under Section 55(2) of the C.G. Cooperative Societies Act, 1960.
3. Since the petitioners have been bonafidely litigating before this Court and thereafter, before the Tribunal, upon grant of liberty by this Court, if the petitioners raise dispute under Section 55(2), the concerned Registrar shall entertain the dispute on merits without raising the plea of limitation.
4. Accordingly, the writ petitions are dismissed, as withdrawn with the aforesaid liberty granted in favour of the petitioners.
5. It is made clear that while deciding the dispute, the Registrar shall not be influenced by any of the previous communication emanating from the dispute or the order passed by the CG Cooperative Tribunal. The Registrar shall decide the dispute strictly in accordance with law and on its own merits. Every endeavour shall be made by the Registrar to decide the dispute at the earliest.

Sd/-

Judge

(Prashant Kumar Mishra)