

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

CWP No.10885 of 2017 (O&M)

Date of decision : May 19, 2017

Hakam Singh

..... Petitioner

Versus

The Registrar Cooperative Societies and others

..... Respondents

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. H.S. Aulakh, Advocate for
Mr. N.S. Dandiwal, Advocate for the petitioner.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (ORAL)

It comes out that the petitioner had given surety for one Amarjit Singh, Secretary of the Society. After his retirement, it was found that he had embezzled some money. Therefore, the petitioner being the surety, paid ₹8,30,000/- to the respondent-Society. Now, he wants refund of the said money.

I am of the view that in the facts and circumstances of the present case, certain facts are required to be established i.e. claim of the Society against Ex. Secretary Amarjit Singh and claim of the petitioner that he was forced to pay the money duress.

The petitioner is relegated to avail the remedy before the civil courts. As such, the present petition is disposed of.

**(KULDIP SINGH)
JUDGE**

May 19, 2017

sarita

Whether speaking / reasoned

Yes

Whether Reportable:

No