

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

113

CWP No.15889 of 2017

Date of decision: 15.09.2017

The Bansudhar Primary Agriculture Cooperative Society Ltd.Petitioner

Versus

State of Haryana & others

...Respondents

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr.Sanjiv Gupta, Advocate, for the petitioner.

G.S. SANDHAWALIA, J. (Oral)

It is not disputed that the impugned order dated 10.03.2017 (Annexure P-11) has been passed by the Assistant Registrar, Cooperative Societies-respondent No.4, whereby directions have been issued to take back the private-respondent in service.

Counsel for the petitioner does not dispute the fact that under Section 114(2) of the Haryana Cooperative Societies Act, 1984, an appeal would lie against any order made to the Assistant Registrar to the Deputy Registrar and even there is a remedy of revision under Section 115. In view of the alternative remedy being available and in view of the settled principles laid down by the Apex Court in **United Bank of India Vs. Satyavati Tandon & others 2010 (8) SCC 110**, this Court is of the opinion that it is always open to the petitioner to avail the remedy provided under the statute.

Accordingly, in view of the above, the present writ petition is disposed of, with a direction that if the appeal is filed within a period of 15 days along with an appropriate application, the same shall be duly considered on merits by the Appellate Authority.

15.09.2017

Sailesh

**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No