

IN THE HIGH COURT OF JUDICATURE AT PATNA

Letters Patent Appeal No.736 of 2018

In

Civil Writ Jurisdiction Case No.11617 of 2017

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The Managing Director, Dr. Rajendra Prasad Dugdha Utpadak Sahyog Samiti Limited Barauni Diary, Barauni, P.O.- Barauni, P.S.- Phulwaria, District- Begusarai.

... .. Appellant/s

Versus

1. Pawan Mallik Son of Late Anil Mallik resident of Village- Hajipur, K.N. Club, Ward No. 20, P.S. and P.O. and District- Khagaria.
2. The State of Bihar through the Registrar, Co-operative Society, Govt. of Bihar, Patna.
3. The Joint Registrar, Co-operative Society, Bhagalpur Division, Bhagalpur.
4. Managing Director, COMFED, Patna.
5. District Magistrate, Khagaria.
6. The Manager, Mahatma Gandhi Dugdha Utpadak Sahyog Samiti Limited, Dugdha Shitak Kendra, Khagaria.
7. The Incharge Manager, Sudha Milk Dariya, Sansarpur, P.S. Muffasil, District- Khagaria.

... .. Respondent/s

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Appearance :

For the Appellant/s : Mr.Nikesh Kumar, Adv.

For the Respondent/s : Mr.

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE ASHUTOSH KUMAR

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)

3 27-09-2019 After the matter was heard, we find that the main ground of challenge in this appeal is that a writ petition would not be maintainable against a cooperative society. That being a legal issue, we leave it open to be considered at the appropriate stage, but in view of the nature of the order passed, we see no



reason to entertain the appeal at this stage.

The appeal is consigned.

(Amreshwar Pratap Sahi, CJ)

(Ashutosh Kumar, J)

K.C.Jha/-

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