

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.22149 of 2019

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Gajendra Singh, aged about 49 years, Male, son of Ranj Bahadur Singh,
Resident of Village and P.O. Sewantha, P.S. Sahar, District- Bhojpur.

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary Co- Operative Department, Government of Bihar, Patna.
2. The Additional Chief Secretary-Cum- Principal Secretary, Department of Co-operative, Bihar, Patna.
3. The Registrar Co-operative Society, Bihar, Patna.
4. The Deputy Registrar, Co-operative Society, Bihar, Patna.
5. The District Co-Operative Officer, Bhojpur at Ara.
6. The Assistant Registrar Co-Operative Society, Bhojpur at Ara.
7. The Block Co-Operative Officer, Agiaon, Bhojpur.
8. Sewantha Primary Agriculture Credit Co-Operative Society through its Chairman Satyendra Narayan Singh Block Agiaon, District- Bhojpur.
9. Bihar State Election Authority through its Chief Election Officer, 32, Harding Road, Patna.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr.Maya Shankar Mishra, Advocate
For the Respondent/s : Mr.Amit Prakash (GA-13)

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CORAM: HONOURABLE THE CHIEF JUSTICE

and

HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

ORAL ORDER

(Per: HONOURABLE THE CHIEF JUSTICE)



2 18-11-2019 Heard learned counsel for the petitioner and learned counsel for the respondents.

Petitioner has prayed for the following relief:-

“For issuance of a writ in the nature of mandamus directing and commanding the respondents to accept the membership of farmers who reside in Sewantha PACS who have already applied applications in prescribed performa for membership of Sewantha PACS online or manually but till date the Chairman of Sewanth PACS is sitting tight over the matter and he has not sent any decision to the applicants individually/jointly after expiry of fifteen days time prescribed under the rule or fixed by this Hon’ble court vide order dated 27.08.2019 and further directing the respondents to accept the membership fee from the applicants of Sewantha PACS and to publish the name of all applicants in the voter list as election for Sewantha PACS are going to be held but the date of election was not declared.”

Our attention is invited to the fact that the elections are already stand notified vide notification dated 31st of October, 2019.

If that were so, we are afraid, we cannot entertain the present petition and, therefore, dispose of the present writ petition reserving liberty to the petitioner to raise all issues before the concerned authorities in accordance with law.



Our attention is also invited to such similar order
dated 10.08.2009 passed in L.P.A. No. 1028 of 2009.

(Sanjay Karol, CJ)

(Dinesh Kumar Singh, J)

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