

IN THE HIGH COURT OF PUNJAB AND HARAYANA AT CHANDIGARH

124

***CWP-4283-2019 &
CM-3017-CWP-2019***

Date of decision: 28.02.2019

RAKSHA DEVI

...PETITIONER

VS.

THE REGISTRAR CO-OPERATIVE SOCIETIES PUNJAB AND ANR

..RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Chanakya Pandit, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

CM-3017-CWP-2019

C.M. is allowed subject to just exceptions. Correct Annexure
P-4 is taken on record.

CWP-4283-2019

Petitioner has approached this Court with a grievance that there has been either some mistake or change in the documents on the record as the loan was only taken for a sum of ₹1 lac whereas the amount, which has been reflected in the pass-book which has been supplied to the petitioner, it has been mentioned as ₹10 lacs. In support of the contention that the amount, which was drawn by the petitioner from the respondent-Bank, was to the extent of ₹1 lac only, reliance has been placed upon the mortgage deed dated 02.08.2006 (Annexure P-1) where the amount is mentioned as ₹1 lac. He further contends that the purpose, for which the loan was taken, was for the construction of the rural house. He further contends that the

petitioner had submitted a representation (Annexure P-5) highlighting this aspect but till date, no response thereto has been received by the petitioner from the Mukerian Primary Cooperative Agricultural Development Bank Ltd, Mukerian-respondent No. 2.

Counsel for the petitioner submits that the petitioner, at this stage, would be satisfied if a direction is issued to the Manager, Mukerian Primary Cooperative Agricultural Development Bank Ltd, Mukerian-respondent No. 2 to consider and decide the representation of the petitioner (Annexure P-5) within some specified time.

Without going into the merits of the case or commenting thereon, the present petition is disposed of with directions to the Manager, Mukerian Primary Cooperative Agricultural Development Bank Ltd, Mukerian-respondent No. 2 to consider and decide the representation of the petitioner (Annexure P-5) within a period of four weeks from the date of receipt of certified copy of the order. Speaking order be passed detailing therein the response to the representation.

February 28, 2019

pj

**(AUGUSTINE GEORGE MASIH)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable : Yes/No