

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

(245)

CWP-21660-2018

Date of Decision: November 15, 2019

Niranjan Singh

.. Petitioner

Versus

State of Haryana and others

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Deepak Girotra, Advocate, for the petitioner.

Ms. Safia Gupta, Assistant Advocate General, Haryana.

HARSIMRAN SINGH SETHI, J.(ORAL)

In the present writ petition, the grievance which is being raised by the petitioner is qua order dated 19.12.2017 (Annexure P-10), which has been passed by respondent No.6-Cooperative Society.

Learned counsel for the respondents raises a preliminary objection that the Cooperative Society is not amenable to the writ jurisdiction of this Court as the same is neither funded by the State nor it is being administered by the State in any manner and keeping in view the law laid down by the Hon'ble Supreme Court of India in **General Manager, Kisan Sahkari Chini Mills Ltd, Sultanpur, U.P Vs. Satrugan Nishad and others, 2003 (8) SCC 639**, the present writ petition is liable to be dismissed not being maintainable as the impugned order has been passed by respondent No.6-Cooperative Society.

Faced with this situation, learned counsel for the petitioner prays that petitioner be allowed to withdraw the present writ petition with liberty to approach the Registrar, Cooperative Society under the Haryana Cooperative Societies Act, 1984 for the redressal of the grievance of the petitioner as raised in the present writ petition.

Learned counsel for the petitioner states that the present writ petition is pending before this Court for the last more than one year and a direction be issued to the Registrar, Cooperative Society to decide the claim of the petitioner expeditiously, if raised.

This Court cannot pass such direction before the filing of the plea before the Registrar, Cooperative Society but this Court is sure that if the petitioner approaches the Registrar, Cooperative Society, appropriate decision will be taken by the authorities concerned expeditiously.

In view of the above, the present writ petition is dismissed as withdrawn, with liberty as prayed for.

(HARSIMRAN SINGH SETHI)
JUDGE

November 15, 2019
harsha

Whether speaking/reasoned:	Yes/No
Whether reportable:	Yes/No