

IN THE HIGH COURT OF PUNJAB AND HARAYANA AT CHANDIGARH

201

CWP-27318-2018

Date of decision: 15.07.2019

ROHIT ARORA

...PETITIONER

VS.

REGISTRAR COOPERATIVE SOCIETIES AND OTHERS

..RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. Sanjeev Kodan, Advocate,
for the petitioner.

Mr. R.K.Singla, AAG, Haryana,
for the State.

Mr. Robin Singh Hooda, Advocate,
for respondent No. 4.

Mr. Amandeep Singh, Advocate,
for respondent No. 5.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Challenge in this writ petition is to the order dated 01.08.2018 (Annexure P-39), vide which the Deputy Registrar Cooperative Societies, Gurugram, District Gurugram-respondent No. 2 had dismissed the application preferred by the petitioner, wherein he had taken an objection that the appeal was not maintainable under Section 114 (d) of the Haryana Cooperative Societies Act, 1984 while passing a non-speaking order.

Upon notice having been issued to the respondents and on hearing the counsel for the parties, none of the counsel for the respondents

could dispute the assertion of the petitioner that the order impugned dated 01.08.2018 rejecting the application preferred by the petitioner, referred to above, gives no details and reasons for rejection of the same.

If that be so, the present writ petition is allowed. The non-speaking order dated 01.08.2018 (Annexure P-39), as passed by the Deputy Registrar Cooperative Societies, Gurugram, District Gurugram-respondent No. 2 is, hereby, set aside.

Parties are directed to appear before the Deputy Registrar Cooperative Societies, Gurugram, District Gurugram-respondent No. 2 on 08.08.2019 when the said authority shall proceed to decide the application submitted by the petitioner relying upon Section 114 (d) of the Haryana Cooperative Societies Act, 1984 objecting the maintainability of the appeal preferred by the private respondents, in accordance with law by passing a speaking reasoned order. It is thereafter the Deputy Registrar shall proceed to decide the appeal, if required.

July 15, 2019

pj

**(AUGUSTINE GEORGE MASIH)
JUDGE**

Whether speaking/reasoned: Yes/No

Whether Reportable : Yes/No