

**C.M. NO.5658 OF 2019 &
CIVIL WRIT PETITION NO.32372 OF 2018**

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

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**C.M. NO.5658 OF 2019 &
CIVIL WRIT PETITION NO.32372 OF 2018
DATE OF DECISION: APRIL 11, 2019**

Jairam Dass Chawla and another

.....Petitioners

VERSUS

The Registrar, Cooperative Society, Haryana, Panchkula and others

....Respondents

CORAM:- HON'BLE MR.JUSTICE AUGUSTINE GEORGE MASI

Present: Mr. Kuldeep Khandelwal, Advocate for
Mr. Rajesh Khandelwal, Advocate,
for the petitioners.

AUGUSTINE GEORGE MASI, J. (ORAL)

C.M. No.5658 of 2019

Application is allowed as prayed for subject to all just exceptions.

Copy of notice given in Hisar Bhaskar newspaper dated 27/28.04.2018, Annexure A-1, is taken on record.

C.W.P. No.32372 of 2018

Perusal of the impugned order dated 26.10.2018 (Annexure P-3) passed by the Deputy Registrar, Cooperative Societies, Hisar, shows that the agenda was not mentioned in the Information given in the newspaper. This fact has been found to be correct on perusal of the newspaper notice, which has been place on record as Annexure A-1 alongwith the application.

That being so, the order as passed by the Deputy Registrar, Cooperative Societies, Hisar, dated 26.10.2018 (Annexure P-3) cannot be faulted with.

Counsel for the petitioners also states that the Deputy Registrar is not the competent authority to pass such an order and it is the Assistant Registrar who would be the competent authority.

In view of the fact that the order, which has been passed by the Deputy Registrar, Cooperative Societies, Hisar, is by an authority superior to the authority which would be competent otherwise to pass the initial order and further that the order passed by the said authority is in accordance with law, this Court would not exercise the equitable jurisdiction in the said matter as this Court is convinced that the order is just and fair and, thus do not call for any interference.

The writ petition, therefore, stands dismissed.

**April 11, 2019
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**(AUGUSTINE GEORGE MASIH)
JUDGE**

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No