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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ **W.P.(C) 7936/2019**

MOD COOPERATIVE GROUP HOUSING SOCIETY LTD.

..... Petitioner

Through: Mr. Ankur Arora, Adv.

versus

REGISTRAR COOPERATIVE SOCIETIES AND ANR.

..... Respondent

Through: Mr. Santosh Tripathi with Mr.
Rishabh Oswal, Advs. with Mr. Tanuj
Bhanot, Assistant Registrar.

CORAM:

HON'BLE MR. JUSTICE VIPIN SANGHI

HON'BLE MR. JUSTICE RAJNISH BHATNAGAR

ORDER

24.07.2019

%

CM APPL. 32966/2019

Exemption allowed, subject to all just exceptions. The application stands disposed of.

W.P.(C) 7936/2019 & CM APPL. 32965/2019

Issue notice. Counsel for the respondents accepts notice.

The short grievance of the petitioner is that the respondent – Registrar of Co-operative Societies has not appointed the Returning Officer despite requests been made, considering the fact that the term of the present

managing committee of the petitioner society is coming to an end on 14.08.2019. The petitioner has placed reliance on the orders passed by this Court in W.P. (C) No. 2282/2019, *Ghalib Memorial Cooperative Group Housing Society Ltd. & Anr. v. Registrar Cooperative Societies* decided on 25.04.2019 as well as the order dated 01.04.2019, *Dr. Gyanendra Kumar & Ors. v. Registrar of Cooperative Societies Govt. of NCT of Delhi & Ors.*, W.P. (C) No. 3221/2019.

Learned counsel for the respondent, on instructions, at the outset, states that the Registrar would make the appointment of the Returning Officer within the next two days. He points out that the special audit of the petitioner society is underway and as reported by the Auditor, the petitioner society was not co-operating in the said process. He submits that there was also a proposal to appoint an Administrator in respect of the petitioner society. However, the respondent would appoint a Returning Officer and independently proceed with the special Audit.

We, therefore, dispose of this writ petition with a direction to the respondent to appoint a Returning Officer within the next two days and the respondent is free to proceed with the Audit unaffected by this order.

The petition stands disposed of in the aforesaid terms.

VIPIN SANGHI, J

RAJNISH BHATNAGAR, J

JULY 24, 2019
N.Khanna