

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

117

CWP No.4556 of 2020

Date of Decision : 19.02.2020

Happy Saini and another

....Petitioners

v/s

The Registrar, Cooperative Societies, Haryana,
Panchkula and others

....Respondents

Coram : Hon'ble Mr. Justice B.S. Walia

Present: Mr. Kuldip Singh, Advocate for the petitioners.

B.S. Walia, J. (Oral)

[1] Learned counsel contends that the petitioners were appointed vide resolution (Annexure P-2) dated 24.09.2018, passed by respondent No.3. However, the aforesaid resolution was rescinded by respondent No.2 vide order (Annexure P-3) dated 30.07.2019 whereupon the petitioners filed appeal against order (Annexure P-3) dated 30.07.2019 along with an application for stay before respondent No.1 on 28.08.2019, but the same has not been considered and decided, till date.

[2] Learned counsel by relying upon the decision of a Co-ordinate Bench (Annexure P-6) dated 11.10.2013 contends that in the circumstances, the operation of the impugned order passed under Section 27 of the Haryana Cooperative Societies Act, Haryana, is liable to be stayed during the pendency of the appeal, as also for directions being issued that the appeal be decided expeditiously.

[3] Notice of motion to respondent No.1 only.

[4] Mr. Harish Rathee, learned Senior Deputy Advocate General, Haryana, accepts notice on behalf of respondent No.1 and states that he has no objection to the limited prayer of the petitioners in the light of decision (Annexure P-6) dated 11.10.2013.

[5] In view of the position as noted above, without expressing any opinion on the merits of the controversy, the writ petition is ***disposed of*** by directing respondent No.1 to consider and decide the appeal within 02 months from date of receipt of certified copy of order. However, operation of the impugned order passed under Section 27 of the Act *qua* the petitioners will remain inoperative during the pendency of the appeal.

(B.S. Walia)
Judge

February 19, 2020
'Rajneesh'

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