

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

CWP-8814-2020(O&M)

Date of decision: 14.12.2020

AMARJIT SINGH SANDHU AND OTHERS

.....Petitioners

Versus

**REGISTRAR, COOPERATIVE SOCIETIES, PUNJAB AND
OTHERS**

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Shiv Kumar, Advocate for the petitioner s

Mr. T.P.S.Chawla, DAG, Punjab

Mr. A.P.S.Mann, Advocate for respondent no.3

ANIL KSHETARPAL, J. (ORAL)

Through this writ petition filed under Article 227 of the Constitution of India the correctness of the orders dated 10.9.2019 and 29.1.2020 has been challenged. Learned Additional Registrar (Administration), Cooperative Societies, Punjab had passed a detailed order on 31.3.2016 dismissing the arbitration case for recovery of Rs.91 crores approximately. Against the aforesaid order an appeal under Section 68 of the Punjab Cooperative Societies Act, 1961, was filed before the Registrar who has remanded the case back to the Additional Registrar (Administration), Cooperative Societies, Punjab to hear and decide the matter afresh.

A review application filed before the Additional Registrar has also been dismissed on 29.1.2020.

I have heard learned counsel for the parties at some length.

Learned counsel for the petitioner and the contesting respondent i.e respondent no.3 have come to a consensus and submit that the orders passed by the learned Registrar dated 10.9.2019 and 29.1.2020 be set aside and the Registrar who is competent under the Punjab Cooperative Societies Act, 1961 may be requested to decide the case itself.

In view of the consensus arrived at between the learned counsel for the petitioner and the contesting respondent no.3 and without commenting on the merits of the case, it is considered appropriate to set aside the orders dated 10.9.2019 and 29.1.2020 while directing the Registrar, Cooperative Societies to decide the case afresh after considering all aspects of the case in accordance with law.

14.12.2020
rekha

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No