

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

**122**

**CWP No.14356 of 2021**

**Date of Decision: 02.08.2021**

Sukhpal Kaur

....Petitioner

**VERSUS**

Registrar Cooperative Societies, Punjab and others

....Respondents

**CORAM: HON'BLE MRS. JUSTICE ALKA SARIN**

Present: Harjot Singh Bedi, Advocate for the petitioner.

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**ALKA SARIN, J. (Oral)**

Heard through video conferencing.

Prayer in the present writ petition under Articles 226 and 227 of the Constitution of India is for issuance of a direction to respondent no.1 - Registrar, Cooperative Societies, Punjab - not to give the approval for filling up the post of Peon-cum-Chowkidar in respondent no.5-Society as the petitioner is already working on the post of Peon-cum-Chowkidar.

Learned counsel for the petitioner would contend that though the petitioner was appointed on the post of Peon in the year 2012 on compassionate appointment and has continuously been rendering service as Peon, respondent no.5-Society passed a resolution dated 29.06.2021, (Annexure P-2) wrongly dated 29.06.2020, wherein it has been resolved to fill up the post of Peon-cum-Chowkidar on the ground that the post of Peon is lying vacant in respondent no.5-Society since long. Learned counsel for the petitioner would further contend that this is factually incorrect and the petitioner has been working there for the last ten years. In this regard the petitioner has also sent a representation to respondent no. 1 - Registrar,

Cooperative Societies, Chandigarh - on 26.07.2021 (Annexure P-3) and fears that the approval would be accorded by the Registrar, Cooperative Societies for filling up the post on which the petitioner is already employed. Learned counsel for the petitioner would submit that at this stage he limits his prayer in the present petition and would be satisfied if a direction is issued to respondent no.1 - Registrar, Cooperative Societies, Punjab - to consider the representation dated 26.07.2021 (Annexure P-3) before taking any decision on the resolution passed by respondent No.5-Society for filling up the post of Peon-cum-Chowkidar.

Heard.

Keeping in view the limited prayer made by learned counsel for the petitioner and the fact that the present case is not being decided on merits, the present petition is disposed off with a direction to respondent no.1 - Registrar, Cooperative Societies, Punjab - to consider the representation sent by the petitioner on 26.07.2021 (Annexure P-3), in accordance with the law, before taking any decision on the resolution passed by respondent No.5-Society for filling up the post of Peon-cum-Chowkidar.

Disposed off.

**( ALKA SARIN )  
JUDGE**

**2<sup>nd</sup> August, 2021**  
**jk**

NOTE: Whether speaking/non-speaking: Speaking  
Whether reportable: YES/NO