

115.

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

CWP-16949-2022

Date of Decision: 13.09.2022

GURPREET SINGH

.... Petitioner

Versus

THE REGISTRAR, COOPERATIVE SOCIETIES PUNJAB AND ANR

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Tahaf Bains, Advocate,
for the petitioner.

JAISHREE THAKUR.J (Oral)

The limited prayer in this writ petition is for issuance of a writ in the nature of mandamus directing the respondent No.1 to hear and decide the representation of the petitioner dated 01.07.2022, Annexure P-49, pending before the Joint Registrar, Cooperative Societies, Punjab, vide which the petitioner has sought audit and enquiry into the records and accounts of respondent No.2-Dhanaula Multipurpose Cooperative Agriculture Service Society Limited (for short, 'the Society'). The petitioner herein is the son of one Harmail Singh son of Kartar Singh who was appointed as Peon-cum-Sewadar in the Society on 25.02.1988. Petitioner's father was eventually promoted to the post of Secretary on 30.04.2016 and also given the additional charge of Manager. He was due to retire on 30.09.2024, but unfortunately, he passed away on 18.02.2020.

The case set up by the petitioner herein is that his father had invested his personal funds into the said Society, mortgaged his house as well, in order to build/renovate the godown. Said money was to be refunded to him. However, despite having accepted the money, the Society did not refund the same and instead has initiated recovery proceedings against petitioner's father. It is submitted that his father committed suicide on account of non-refund of the money deposited with the Society. Apart from refusing to refund the money, the family members of his father are facing various cases which have been initiated against them. It is claimed that the petitioner has already approached respondent No.1 by way of a detailed representation (Annexure P-49) raising all the grievances therein, however, said representation is not being decided.

Notice of motion to respondent No.1 only at this stage.

On the asking of the Court, Ms. Deepali Puri, Additional Advocate General, Punjab, who is present in Court, accepts notice on behalf of respondent No.1. She, on instructions from Mr. Karanveer Singh, Senior Assistant, office of Registrar, Cooperative Societies, Punjab, Chandigarh, would submit that the representation of the petitioner would be decided by the concerned authority i.e. Joint Registrar within a time bound manner.

In view of the very fair statement having been made, the present writ petition stands disposed of by giving a direction to respondent No.1 to decide the representation of the petitioner in accordance with law within a period of two months from the date of receipt of certified copy of this order. An opportunity of personal hearing be afforded to the petitioner before any

decision is taken. The decision so taken would be conveyed to the petitioner forthwith.

13.09.2022

sanjeev

**(JAISHREE THAKUR)
JUDGE**

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