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2023:PHHC:064191

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

CWP-9575-2023

Date of Decision: 04.05.2023

JASWINDER SINGH AND ANOTHER

.... Petitioners

Versus

REGISTRAR, COOPERATIVE SOCIETIES, HARYANA AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Surender Singh Dalal, Advocate, for the petitioners.

JAISHREE THAKUR.J (Oral)

1. This is a petition that has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing appointments of respondents No.6 and 7 being illegal, arbitrary, without jurisdiction and for declaring the resolution dated 01.09.2021 passed by the General Body of the Adhoya Primary Agriculture Cooperative Society-respondent No.4 as invalid, with further directions to the Managing Committee of the Society-respondent No.4 to initiate proceedings against respondent No.5, Manager of the Society under Section 101 of the Haryana Cooperative Societies Act, 1984 for recovery of the amount of salary paid to respondents No.6 and 7.

2. Counsel appearing on behalf of the petitioners submits that at this stage, the petitioners would be satisfied in case the instant writ petition itself may be treated as a representation and a speaking order is passed thereon by respondent No.1 in accordance with law, in a time bound manner.

3. Notice of motion to respondents No. 1 to 3 only.
4. At this stage, Mr. Anant Kataria, DAG, Haryana, who is present in the Court, accepts notice on behalf of the said respondents.
5. Let sufficient number of copies of complete paper book be supplied to the counsel appearing on behalf of the respondents during the course of day.
6. Without commenting on merits of the case and keeping in view the limited prayer made, the instant petition is disposed of with a direction that the instant writ petition itself shall be treated as a representation on behalf of the petitioners and would be decided by the Registrar, Cooperative Societies, Haryana i.e. respondent No.1, by passing a speaking order, within a period of six weeks, from the date of receipt of certified copy of this order, in accordance with law, and convey the decision to the petitioners.

(JAISHREE THAKUR)
JUDGE

04.05.2023

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