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IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP-16260-2015 (O&M)

Date of Decision: 16.12.2023

SARUP SINGH

.....Petitioner

V/s.

**REGISTRAR COOPERATIVE SOCIETIES, PUNJAB SECTOR-17,
CHANDIGARH AND OTHERS**

.....Respondents

CORAM: HON'BLE MR. JUSTICE SANJEEV PRAKASH SHARMA.

Present None for the petitioner.

Mr. Charanpreet Singh, AAG, Punjab.

None for respondents No. 2 to 4.

SANJEEV PRAKASH SHARMA, J (Oral)

1. The petitioner by way of this Writ Petition has prayed for issuance of a writ of *certiorari* for quashing the impugned orders dated 24.03.2000 (Annexure P-6) passed by the respondent No.2, dated 02.09.2009 as well as dated 22.05.2010 (Annexure P-11) and subsequent order of dismissal/termination passed by the respondents.

2. No one has put in appearance on behalf of the petitioner.

3. Learned State counsel submits that the Writ Petition would not be maintainable as for the same cause of action, earlier Writ Petition CWP-3553-2000 was filed which was dismissed on 18.05.2009. The LPA was filed against the order passed by the learned Single Judge which was also dismissed. Therefore, after dismissal of the first Writ Petition, second Writ Petition for the same cause of action would not lie. Such a course is not available as the issue stood finally decided by this Court on 18.05.2009.

4. I have considered the submissions of the learned State counsel and perused the case file.

5. This Court finds that the petitioner firstly filed a Writ Petition CWP-3553-2000 challenging the order dated 24.03.2000 of his reversion. The said Writ Petition was decided on 18.05.2009 observing that the petitioner had already availed remedy of Appeal and liberty was granted to the petitioner to pursue his remedy.

6. The petitioner has preferred another Writ Petition CWP-2377-2010 seeking direction for respondent No.4 to decide the Appeal. During the pendency of the Writ Petition, his appeal was decided on 22.05.2010 rejecting the said appeal. He, therefore, withdrew CWP-2377-2010. Thereafter, he filed a fresh Writ Petition CWP-6520-2011 before this Court which was dismissed on 18.04.2011. Against the said order, the petitioner filed an appeal LPA-1961-2011 which was dismissed as withdrawn with liberty to challenge the termination order. Thereafter, the present Writ Petition has been filed.

7. However, from the perusal of the prayer made by the petitioner, it is apparent that he has again challenged the order of reversion dated 24.03.2000, order dated 02.09.2009 and 22.05.2010 whereby his Appeal was also dismissed relating to his reversion. As regards the same, therefore, the Writ Petition would not lie.

8. However, with regard to the dismissal/termination, this Court finds that there is no challenge by the petitioner to the dismissal/termination nor the same is on record. In the circumstances, the Writ Petition would not lie in vacuum and the same is **dismissed** accordingly.

9. All pending applications filed in this Writ Petition shall stand disposed of.

December 16, 2023

Ess Kay

**[SANJEEV PRAKASH SHARMA]
JUDGE**

<i>Whether speaking / reasoned</i>	:	<i>Yes/No.</i>
<i>Whether Reportable</i>	:	<i>Yes/No</i>