

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.14065 of 2024

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Ranjan Singh Son of Shri Pramod Singh, Resident of Village- Madan Singh Ka Tola, PO- Sakari Chouki PS Arwal, Madan Singhka Bigha District- Arwal, Bihar 804401, Presently Member of Primary Credit Co-operative Society Sakari, District Arwal.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Cooperative Department, Government of Bihar at Patna.
2. Registrar, Cooperative Department, Government of Bihar at Patna.
3. Divisional Joint Registrar, Co-operative Society, Division- Magadh, Bihar.
4. District Co-operative Officer, District- Arwal, Bihar
5. Block Co-operative Officer, Block- Arwal, District- Arwal, Bihar.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Viveka Nand Singh, Advocate Mr. Ranjeet Choubey, Advocate Mr. Jainandan Kumar, Advocate
For the Respondent/s	:	Ms. Runa, Advocate

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CORAM: HONOURABLE MR. JUSTICE RAJIV ROY
ORAL ORDER

2 19-09-2024 Heard Mr. Viveka Nand Singh, learned counsel for the petitioner and Ms. Runa who is playing the role of representing the State Government.

2. The petitioner has prayed for the following reliefs:

(i) for issuance of an appropriate writ in the nature of Mandamus or any other writ of similar nature for commanding and directing the respondent authorities to act in consonance with the department



guidelines regarding segregation of urban area from PACCS (short form for primary agricultural credit cooperative societies) and more particularly the direction contained in Order dated 09.10.2023 issued under the signature of respondent No.2 and contained under memo no. 7674 dated 09-10-2023;

(ii) for issuance of an appropriate writ in the nature of Mandamus or any other writ of similar nature for disposal of representation made before respondent No.4 by the petitioner dated 29.07.2024 as expeditiously as possible;

(iii) for a declaration if the scheme of the Co-operative Act is such that the area of PACS is co-terminus with the area of gram panchayat and subsequently if any



*part of the PACCS/gram
panchayat is/are converted into
municipal area or urban area then
such part so urbanized is required
to be segregated from the said
PAACS area.*

3. It is the case of the petitioner that despite bringing on record the illegality before the District Cooperative Officer, Arwal (Annexure-P/4 of the petition), the same has not been taken note of and/or disposed it of.

4. In that background and since the representation is undated though the receipt shows that it has been received in the office on 29.07.2024, the petitioner is directed to file a fresh representation alongwith all the relevant document before the respondent no.4, the District Cooperative Officer, Arwal who shall take up the matter and dispose it of in next four months.

5. The writ petition is disposed of.

(Rajiv Roy, J)

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