

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.17116 of 2024

1. Mantu Kumar Sharma Son of Late Nityanand Sharma, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
2. Guddi Devi, wife of Late Nityanand Sharma, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
3. Ajay Shankar Singh @ Ajay Shankar Sinh @ Ajay Shankar son of Rajnandan Singh @ Rajnandan Sinh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.

... .. Petitioner/s

Versus

1. The State of Bihar through the Additional Chief Secretary, Department of Cooperative, Government of Bihar, Patna.
2. The Registrar, Cooperative Societies, Bihar, Patna.
3. The District Magistrate cum District Election Officer (Cooperative), Nalanda at Biharsharif, District-Nalanda at Biharsharif,
4. The Assistant Registrar, Cooperative Societies, Nalanda at Biharsharif, District-Nalanda at Biharsharif.
5. The District Cooperative Officer, Nalanda at Biharsharif, District-Nalanda at Biharsharif.
6. The Block Development Officer cum Returning Officer, Cooperative Election 2024, Hilsa Block, District-Nalanda at Biharsharif.
7. The Block Cooperative Officer, Hilsa, District-Nalanda at Biharsharif.
8. Kamta Primary Agriculture Credit Cooperative Society, Kamta P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif, through its Chairman Sri Ravindra Singh (male), son of Late Bhola Singh, resident of Village and P.O. Kamta, P.S. Hilsa, District-Nalanda at Biharsharif.
9. The State Election Authority, Bihar Patna through the Chief Election Officer, Bihar, Patna.
10. The Secretary, The State Election Authority, Bihar Patna.
11. Manju Devi, Wife of Dinesh Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
12. Ranjit Kumar, son of Ram Narayan Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
13. Mritunjay Kumar, son of Ranjit Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
14. Atul Kumar, son of Suresh Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
15. Jeevika Kumari, wife of Atul Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
16. Sunil Singh, son of Kamla Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.



17. Brijnandan Singh, son of Padarath Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
18. Khusbu Kumari wife of Awanish Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
19. Khusbu Kumari, daughter of Brijnandan Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
20. Pawan Kumar, son of Dilkeswar Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
21. Manorma Devi, Wife of Pawan Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
22. Dhanraj Sharma, son of Tapeswar Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
23. Rebi Devi, Wife of Dhanraj Sharma, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
24. Suman Kumar, son of Om Prakash, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
25. Aniket Kumar, Dhanraj Sharma, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
26. Navin Kumar, son of Naresh Sharma, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
27. Aditya Kumar, son of Mahesh Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
28. Dharmendra Kumar, son of Vijay Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
29. Muskan Kumari, daughter of Dharmendra Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
30. Rimjhim Kumari, Daughter of Dharmendra Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
31. Dolly Kumari, daughter of Dharmendra Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
32. Murli Manohar son of Dharmendra Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
33. Ridh Rani, daughter of Dharmendra Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
34. Sidhi Rani, daughter of Dharmendra Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
35. Gopal Kumar, son of Umesh Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
36. Amit Kumar, son of Mahesh Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
37. Akhilendra Kumar, son of Suresh Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
38. Soni Kumari, wife of Akhilendra Kumar, resident of Village and P.O.-



Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.

39. Kundan Kumar, son of Vijay Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
40. Archana Devi, wife of Kundan Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
41. Devmani Kumar, son of Vijay Narayan Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
42. Priti Kumari, Daughter of Vijay Narayan Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
43. Nirmala Devi, Wife of Vijay Narayan Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
44. Muskan Kumari, daughter of Manoj Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
45. Frooty Kumari, daughter of Gaurav Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
46. Shivangi Mishra, wife of Karan Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
47. Raj Sharma, son of Manoj Kumar, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
48. Anupam Kumar Sharma, son of Mahesh Singh, resident of Village and P.O.-Kamta, P.S.-Hilsa, District-Nalanda at Biharsharif.
49. Priyanka Kumari, Wife of Pawan Kumar, resident of Village-Madarpur, P.O.-Bhobhi, P.S.-Hilsa, District-Nalanda at Biharsharif.
50. Munni Devi, Wife of Rajaram Prasad, resident of Village-Madarpur, P.O.-Bhobhi, P.S.-Hilsa, District-Nalanda at Biharsharif.
51. Janardan Prasad, son of Tarachand Prasad, resident of Village-Madarpur, P.O.-Bhobhi, P.S.-Hilsa, District-Nalanda at Biharsharif.
52. Anil Kumar, son of Tarachand Prasad, resident of Village-Madarpur, P.O.-Bhobhi, P.S.-Hilsa, District-Nalanda at Biharsharif.
53. Ram Prasad, son of Manshi Thakur, resident of Village-Madarchak, P.O.-Hilsa, P.S.-Hilsa, District-Nalanda at Biharsharif.
54. Shanti Devi, Wife of Ram Prasad, resident of Village-Madarchak, P.O.-Hilsa, P.S.-Hilsa, District-Nalanda at Biharsharif.
55. Sanjay Prasad, son of Rambilash Prasad, resident of Village-Banwaripur, P.O.-Hilsa, P.S.-Hilsa, District-Nalanda at Biharsharif.
56. Sudama Prasad, son of Rambilash Prasad, resident of Village-Banwaripur, P.O.-Hilsa, P.S.-Hilsa, District-Nalanda at Biharsharif.
57. Chandrasheela Devi, Wife of Sanjay Prasad, resident of Village-Banwaripur, P.O.-Hilsa, P.S.-Hilsa, District-Nalanda at Biharsharif.
58. Mantu Kumar, Son of Sanjay Prasad, resident of Village-Banwaripur, P.O.-Hilsa, P.S.-Hilsa, District-Nalanda at Biharsharif.
59. Saraswati Devi, Daughter of Sanjay Prasad, resident of Village-Banwaripur, P.O.-Hilsa, P.S.-Hilsa, District-Nalanda at Biharsharif.



60. Pawan Kumar, son of Ashok Kumar, resident of Village-Banwaripur, P.O.-Hilsa, P.S.-Hilsa, District-Nalanda at Biharsharif.
61. Shakuntala Devi, Wife of Ashok Prasad, resident of Village-Banwaripur, P.O.-Hilsa, P.S.-Hilsa, District-Nalanda at Biharsharif.
62. Ashok Prasad, son of Ramnandan Prasad, resident of Village-Banwaripur, P.O.-Hilsa, P.S.-Hilsa, District-Nalanda at Biharsharif.
63. Pinki Kumari, Wife of Pawan Kumar, resident of Village-Banwaripur, P.O.-Hilsa, P.S.-Hilsa, District-Nalanda at Biharsharif.
64. Akhilesh Singh, son of Kamla Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
65. Ranjit Kumar, son of Shivdhari Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
66. Shailendra Kumar, son of Sonu Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
67. Sadhna Devi, Wife of Akhilesh Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
68. Baby Kumari, Daughter of Kamla Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
69. Ramnaresh Singh, son of Ramanand Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
70. Kamla Singh, son of Jagdeo Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
71. Ravindra Singh, son of Bhola Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
72. Surendra Singh, son of Kamla Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
73. Mahesh Singh, son of Shivdani Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
74. Shivdhari Singh, son of Kamla Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
75. Mangal Singh, son of Bhola Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
76. Sita Devi, Wife of Ravindra Singh, through the Chairman Kamta Primary



- Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
77. Manoj Kumar, son of Ravindra Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
 78. Sita Devi, Wife of Mangal Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
 79. Renu Devi, Wife of Manoj Kumar, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
 80. Santosh Kumar, son of Surendra Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
 81. Rajiv Kumar, son of Krishna Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
 82. Balmiki Sharma, son of Shivnandan Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
 83. Gaurav Kumar, son of Satyendra Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
 84. Manish Kumar, son of Manoj Kumar, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
 85. Sanju Devi, wife of Manoj Kumar, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
 86. Chandani Kumari, Wife of Gautam Kumar, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
 87. Surajmani Devi, wife of Nunu Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
 88. Sunaina Devi, Wife of Bindeshwari Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
 89. Indresh Devi, wif eof Rambharos Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
 90. Lalsa Devi, wife of Devi Dayal Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
 91. Ravindra Kumar, son of Bindeshwari Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S.



and Block-Hilsa, District-Nalanda at Biharsharif.

92. Manish Kumar, son of Ashok Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
93. Guddi Kumari, wife of Ranjit Kumar, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
94. Pinki Kumari, wife of Shailendra Kumar, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
95. Juhi Kumari, wife of Shivdhari Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
96. Satyendra Kumar, son of Shiv Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
97. Ashok Sharma, son of Lalit Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
98. Ravindra Kumar, son of Shiv Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
99. Baby Devi, wife of Kamla Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
100. Khusbu Kumari, wife of Pinku Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
101. Nitu Kumari, wife of Gaurav Kumar, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
102. Pinku Kumari, wife of Surendra Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
103. Mona Kumari, wife of Ashok Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
104. Nilu Devi, wife of Vijay Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
105. Sapna Kumari, Wife of Manoj Kumar, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
106. Raj Kumar, son of Manoj Kumar, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.



- 107 Abhishek Kumar, son of Akhilesh Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
- 108 Ankit Kumar, son of Akhilesh Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
- 109 Sidhi Rani wife of Ankit Kumar, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
- 110 Gulshan Kumar, son of Uday Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
- 111. Sushma Devi, Wife of Kamla Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
- 112 Sanu Kumar, son of Rajesh Sharma, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.
- 113 Nagina Devi, wife of Bhola Singh, through the Chairman Kamta Primary Agriculture Credit Cooperative Society, Kamta, P.O. Kamta, P.S. and Block-Hilsa, District-Nalanda at Biharsharif.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Awnish Kumar, Adv.
For the Respondent/s : Mr. Government Pleader (11)

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**CORAM: HONOURABLE MR. JUSTICE NAWNEET KUMAR
PANDEY**

ORAL ORDER

2 12-11-2024 Heard the parties.

2. Learned counsel for the petitioners has submitted that the membership application of these petitioners was rejected by the Committee on the ground that their family members were already members of the Committee and as per clause 5(1) of the By-Laws of the Society only one adult member of a family can become member of the Society. The second reason for rejection of their membership application is



that it was not filed in the light of direction of this Court’s order dated 27.07.2019/27.08.2019 passed in C.W.J.C. No. 14396 of 2019.

3. Learned counsel for the State Election Authority submits that the order whereby the application of the petitioners was rejected, has been appealed against and the appeal is still pending before the Appellate Authority.

4. The Appellate Authority is directed to dispose of the appeal expeditiously as early as possible before commencing of the nomination process.

5. With this observation, the writ petition stands disposed of.

(Nawneet Kumar Pandey, J)

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