



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

114

CWP-22995-2023 (O&M)
Date of Decision: 24.09.2024

NAVDEV SINGH

.... Petitioner

V/S

THE REGISTRAR, CO-OPERATIVE
SOCIETIES, CHANDIGARH, PUNJAB AND OTHERS

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Aman Raj Bawa, Advocate for the petitioner.

Mr. Aman Bahri, Addl. A.G. Haryana.

Mr. Manbir Singh, Advocate for respondent No.3.

SUVIR SEHGAL, J. (ORAL)

1. Instant writ petition has been filed under Article 226/227 of the Constitution of India, *inter alia* for issuance of a writ in the nature of certiorari quashing order dated 07.08.2023, Annexure P1/T passed by respondent No.2, whereby agricultural land of the petitioner has been attached.
2. Faced with an objection raised by the respondents, counsel for the petitioner seeks and is granted permission to withdraw the writ petition with liberty to avail the alternate remedy of filing an appeal under Section 68 of the Punjab Co-operative Societies Act, 1961.
3. Dismissed as withdrawn.
4. At this stage, counsel for the petitioner submits that respondent No.3-Society has initiated the proceedings for the recovery of the amount from the deceased father of the petitioner after his death and by virtue of



the impugned order, the agricultural land has been attached. He requests that as this writ petition is pending before this Court for almost one year and this Court had passed an interim order on 11.10.2023 protecting the petitioner, while permitting the petitioner to avail the alternate remedy, delay in filing the appeal be condoned as well as interim protection be ordered to be continued till the disposal of the appeal.

5. The request made by counsel seems to be reasonable.
6. In case, the petitioner avails the alternate remedy within a period of 30 days from today, the attached property shall not be put to auction till the disposal of the appeal and if the appeal is instituted within the aforesaid period, it shall be decided on merits by the Appellate Authority uninfluenced by any observation made hereinabove.

24.09.2024
pooja saini

(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No