

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CWP-34843-2024
Date of Decision:20.12.2024

MANJIT SINGH AND OTHERS
VERSUS
STATE OF PUNJAB AND OTHERS

...PETITIONERS
...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Harbans Lal Sharma, Advocate for the petitioners.

Mr. Manpreet Singh Longia, Addl. A.G., Punjab &
Mr. Brijesh, AAG, Punjab.

SUVIR SEHGAL, J.(ORAL)

1. Instant writ petition has been filed under Articles 226/227 of the Constitution of India *inter alia* for setting aside the election of Managing Committee of The Khatra Multipurpose Co-operative Agricultural Service Society Ltd. held on 10.12.2024 as it has been allegedly held in violation of order dated 03.12.2024, Annexure P-1, passed by this Court.
2. Mr. Sharma has placed reliance upon the judgment of the Supreme Court in Whirlpool Corporation Vs. Registrar of Trade Marks, Mumbai & others 1998 (8) SCC 1 to submit that an alternate remedy of election petition is not a hindrance in the entertainment of the writ petition under Article 226.
3. Heard counsel for the parties.
4. It cannot be disputed that the petitioners have a remedy of filing an election petition under Section 55/56 of the Punjab Cooperative Societies Act. Petitioners have not given any reason for not availing the remedy.
5. Petition is dismissed. Liberty is granted to the petitioners to take recourse to the alternative statutory remedy.

20.12.2024
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(SUVIR SEHGAL)
JUDGE

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