

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.6373 of 2025

1. Kamlesh Kumar Son of Shiv Prasad, Resident of Village- Rajan, P.O.- Rajan, P.S.- Sirdala, District-Nawada.
2. Pankaj Kumar, Son of Umesh Prasad, Resident of Village- Rajan, P.O.- Rajan, P.S.- Sirdala, District-Nawada.
3. Subodh Kumar, Son of Rajendra Prasad, Resident of Village Panchugarh Hisua, P.S.- Hisua, District- Nawada.
4. Manoj Prasad Yadav, Son of Prakash Prasad Yadav, Resident of Village- Khushiyaal Bigha, Khanawan, P.S.- Narhat, District- Nawada.
5. Tiku Kumar Sharma, Son of Dinesh Sharma, Resident of Village- Rabiyo, P.O.- Baragawa, P.S.. Sirdala, District- Nawada.
6. Srikant Kumar, Son of Vijay Sharma, Resident of Village- Chaugawan, P.O.- Laund, P.S.- Sirdala, District- Nawada.
7. Surjit Kumar, Son of Rajendra Chaudhary, Resident of Village- Baijnathpur, P.O.- Khanwan, P.S.- Narhat, District- Nawada.
8. Balmiki Kushawaha, Son of Rameshwar Mahto, Resident of Village- Basti Bigha, P.O.- Orro, P.S.- Hisua, District- Nawada.
9. Ganesh Kumar, Son of Madan Lal, Resident of Near Uma Talkies, Darbar Chowk, P.S.- Hisua, District- Nawada.
10. Sunil Kumar, Son of Gopal Lal, Resident of Kali Sthan, Hisua, P.S.- Hisua, District- Nawada.
11. Manish Kumar, Son of Gopal Prasad, Resident of Kali Sthan, Hisua, P.S.- Hisua, District- Nawada.
12. Manita Devi, Son of Rajendra Mistri, Resident of Pithauri Tola, P.S.- Nemdarganj, District- Nawada.
13. Umesh Kumar, Son of Dwarika Chaudhari, Resident of Talkeshwar Bigha, Pithauri, P.S.-Nemdarganj, District- Nawada.
14. Virendra Kumar, Son of Surendra Mistri, Pithouri, P.O.- Pithouri, P.S.- Nemdarganj, District-Nawada.
15. Pravendra Kumar, Son of Ramprasad Yadav, Resident of Pranpur, Asarhi, P.S. Muffasil, District-Nawada.
16. Radha Kumari, Wife of Ranjit Kumar, Resident of Karimchak, Loharpura, Sadipur, P.S.-Kadirganj, District- Nawada.
17. Puja Devi, Wife of Arvind Kumar, Resident of Arvind Mistri, Resident of Shadipur, Karimchak, Khalsadhibari, P.S.- Kadirganj, District- Nawada.
18. Babita Devi, Wife of Arun Kumar, Resident of Karimchak, P.O.- Sadipur, P.S.- Kadirganj, District-Nawada.
19. Aarti Kumari, Wife of Pankaj Kumar, Resident of Village- Jharayan, P.S.- Kadirganj, District-Nawada.
20. Rubi Devi, Wife of Navin Prasad, Resident of Mohalla- Takiya, P.S.- Rajauli, District- Nawada.



21. Chandravati Devi, Wife of Sahdev Prasad, Resident of House No. 37, Bajitpur, Khanawan, P.S.-Narhat, District- Nawada.
22. Anant Kumar, Son of Ramakant Karn, Mir Chak, Gaya, P.S.- Gurua, District- Gaya.
23. Sanjay Kumar, Son of Suresh Prasad, Resident of Patwa Toli, Gurua, P.S.- Gurua, District- Gaya.
24. Amit Chaudhary, Son of Yogeshwar Chaudhary, Resident of Village- Alahuachak, P.S.- Sherghati, District- Gaya.
25. Anil Prabhakar, Son of Sadhu Singh, Resident of Village- Mirchak, P.S.- Gurua, District- Gaya.
26. Shiv Kumar, Son of Ramlakhan Saw, Resident of Village- Malhara, P.O.- Malhara, P.S.- Goh, District-Aurangabad.
27. Sunil Gawaskar, Son of Sadhu Singh, Resident of Village- Sarfudinpur, P.O. Gurua, P.S.- Gurua, District- Gaya.
28. Dilip Kumar, Son of Sahdev Prasad, Resident of Village-Hisua, P.O. and P.S.- Hisua, District- Nawada.
29. Shanti Devi, Wife of Ramsaran Saw, Resident of Village- Gola Road, Sona Patti Road, P.S.- Nawada, District- Nawada.
30. Pramod Kumar, Son of Saryu Prasad, Resident of Panti, P.S.- Akbarpur, District- Nawada.
31. Vinod Singh, Son of Ram Avtar Singh, Resident of 04 Panchu Sudhi Tola, P.S.- Hisua, District- Nawada.
32. Pawan Kumar Suman, Son of Rajendra Prasad Suman, Resident of Hurrahi, P.S. Akbarpur, District-Nawada.
33. Neelam Kumari, Wife of Rajesh Kumar, Resident of Kataiya, P.S.- Roh, District- Nawada.
34. Mamta Devi, Wife of Nagendra Saw, Resident of Village- Siur, P.S. Roh, District-Nawada.
35. Rinku Devi, Wife of Hira Lal, Resident of Village Kathawan, P.O. Kundalbhalua, P.S.-Govindpur, District- Nawada.
36. Priti Suman, Wife of Pawan Kumar Suman, Resident of Village- Krishnapur, Near Area, Nawada, P.S.- Nawada, District- Nawada.
37. Pankaj Priyadarshi, Son of Madhav Prasad, Resident of Mapho, P.S.- Mapho, District- Sheikhpura.
38. Shishoo Pal, Son of Sadanand Pal, Resident of Village- Bara, Pandeya Tola, P.O.- Maharawan, P.S.-Roh, District- Nawada.
39. Pramod Kumar, Son of Jagdish Mahto, Resident of Village- Adrakhidih, Siur, P.S. Roh, District-Nawada.
40. Kumari Jyoti, Wife of Manoj Paswan, Resident of Budwara, P.S.- Govindpur, District- Nawada.
41. Pankaj Kumar Mishra, Son of Pradip Mishra, Resident of Misirchak, Budhwara, P.S.-Govindpur, District- Nawada.
42. Sudha Devi, Wife of Umesh Singh, Resident of Village- Misrichak,



Budhwara, P.S.- Govindpur, District- Nawada.

43. Simpi Kumari, Wife of Vikash Yadav, Resident of Village Misrichak, Budhwara, P.S.-Govindpur, District- Nawada.
44. Simpi Kumari, Wife of Parmanand Kumar, Resident of Ningari, P.O. Farha, P.S. Nemdarganj, District- Nawada.
45. Kavita Kumari, Wife of Suresh Kumar, Resident of Takua Tand, P.S.- Rajauli, District- Nawada.
46. Pinki Devi, Wife of Jitendra Yadav, Resident of Kali Bigha, Raitar, P.S.- Giriyak, District- Nalanda.
47. Ajay Kumar, Son of Baleshwar Prasad Yadav, Resident of Village- Mohiuddinpur, P.O.- Nanaura, P.S.-Nemdarganj, District- Nawada.
48. Sujit Kumar, Son of Ghanshyam Prasad, Resident of Dattitilha, P.S.- Rajauli, District- Nawada.
49. Manoranjan Kumar, Son of Ram Charitra Prasad, Resident of Barawan, P.O.- Orhanpur, P.S.-Bhadokhara, District- Nawada.
50. Deepak Kumar, Son of Gopal Prasad, Resident of Gaya Road, Near Krishi Farm, Kewat Nagar, P.S.-Nawada, District- Nawada.
51. Dhananjay Prasad, Son of Basdeo Prasad, Resident of Pachrukhi, P.S.- Pachrukhi, District- Nawada.
52. Babita Kumari, Wife of Birendra Kumar Azad, Resident of Pachrukhi, P.S. Pachrukhi, District-Nawada.
53. Sahdeo Prasad, Son of Rameshwar Mahato, Resident of Narhat, Bajitpur, Khanawan, P.S.- Narhat, District- Nawada.
54. Ashok Kumar, Son of Baldeo Das, Resident of Bijwan, P.S.- Rajauli, District- Nawada.
55. Mahendra Ravidas, Son of Keshar Ravidas, Resident of Village Paranpura, P.O.-Banshgopal Amawan, District- Nawada.
56. Ashok Kumar, Son of Lakhan Saw, Resident of Village- Amawa, P.O.- Banshgopal, P.S.- Rajauli, District- Nawada.
57. Satendra Kumar, Son of Krishnandan Prasad Yadav, Resident of Village- Amawan Tola, Mudkatwa, P.S.- Amawan, District- Nawada.
58. Umesh Kumar, Son of Muneshwar Prasad Yadav, Resident of Village- Pithouri, P.O.- Pithouri, P.S.-Akbarpur, District- Nawada.
59. Bhagirath Prasad, Son of Prabhu Mahto, Resident of Village- Runipur Lohanipur, Makhar, P.S.-Akbarpur, District- Nawada.
60. Pramod Kumar, Son of Ramswoop Ram, Resident of Village Mahugain, P.S.- Narhat, District-Nawada.
61. Ashish Kumar, Son of Ramawatar Ram, Resident of Village Ghumuriya, P.S. Sughri, P.S.-Gobindpur, District- Nawada.
62. Shailesh Kumar, Son of Bhola Prasad, Resident of Hemja Devpal, P.O.- Laund, P.S.- Sirdala, District-Nawada.
63. Mohammad Anis Alam, Son of Mahmood Alam, Resident of Sherpur, P.O.- Bhuwan Chapra, P.S.- Chakiya, District- East Champaran.



64. Manoj Kumar, Son of Ram Briksha Prasad, Resident of Village Bhalua, Lohan, P.S.- Ariyari, District- Sheikhpura.
65. Jitendra Kumar Paswan, Son of Jamuna Paswan, Resident of Village Bharosa, P.O.- Orhanpur, P.S.- Muffasil, District- Nawada.
66. Sawan Kumar, Son of Ramrup Paswan, Resident of Mohalla- Kanhai Nagar, 3 Number Bus Stand, Nawada, P.S.- Nawada, District- Nawada.
67. Mukesh Kumar, Son of Deo Nandan Prasad Yadav, Resident of Village- Bagodar, Tola Beldariya, P.S.-Hisua, District- Nawada.
68. Sugni Devi, Wife of Ramchandra Tanti, Resident of Village Murgia Chak, P.S. Warisaliganj, District- Nawada.
69. Rajdeep Roushan, Son of Diwakar Mandal, Resident of Gopalpur, P.S.- Warisaliganj, District-Nawada.
70. Guddu Kumar, Son of Jata Bhagat, Resident of Betardeh, P.S.- Barauli, District- Gopalganj.
71. Jata Bhagat, Son of Chandrika Bhagat, Resident of Betardeh, P.S.- Barauli, District- Gopalganj.
72. Hridya Giri, Son of Kripali Giri, Resident of Village- Supauli, P.O.- Brahima, P.S.- Sidhwaliya, District-Gopalganj.
73. Bipendra Surajdev Prasad, Son of Surajdev Prasad, Presently residing at of C/o 07/Natu Bhai Ki Chaal, Desai Falia, Nani Daman, Kachigam, Damdan, Daman and Diu, PIN-396210. Permanent resident of Village- Jhikatiya, P.O.-Solra, P.S.- Paraiya, District- Gaya.
74. Md. Isteyak Alam, Son of Md. Islam, Resident of Village Kamra Donaiya, P.O. Fatehpur, P.S.-Fatehpur, District- Gaya.
75. Ajit Kumar Verma, Son of Chandrashekhar Prasad, Resident of Singhapur, P.S.- Tekari, District- Gaya.
76. Gaurav Kumar, Son of Narendra Prasad Sharma, Resident of Singhapur, P.S.- Madhopur, P.S.-Tekari, District- Gaya.
77. Akshay Kumar, Son of Late Baldeo Singh, Resident of Village- Rakasiya, P.O. and P.S.- Tekari, District- Gaya.
78. Sanjay Kumar Yadav, Son of Krishna Yadav, Resident of Utren, P.S.- Konch, District- Gaya.
79. Arvind Kumar, Son of Govind Prasad, Resident of House No. 42, Amas, P.S.- Amas, District- Gaya.
80. Jeetender Kumar, Son of Ram Ratan Singh, Resident of Pritam Computer, Block Road, Tandwa, P.S.-Bankebazar, District- Gaya.
81. Sanjay Kumar, Son of Bacchu Chaudhary, Resident of Village- Tejua, P.S.- Atri, District- Gaya.
82. Uday Vishwakarma, Son of Ramavatar Vishwakarma, Resident of House No. 14, Village- Itwan, Cherki, P.S.- Gurua, District- Gaya.
83. Ranvijay Kumar, Son of Shreechand Singh, Resident of Singhapur, P.S.- Tekari, District- Gaya.
84. Sanjay Paswan, Son of Indra Paswan, Resident of 133, Lainparsi, P.O.- Bhaura, P.S. Sikta, District-West Champaran.



85. Himanshu Kumar Himkar, Son of Dhruv Narayan Kushwaha, Resident of Bhaluwahiya, P.S.-Ramgarhwa, District- East Champaran.
86. Ranjay Sah, Son of Dhenuk Sah, Resident of Village- Parsa, P.S.- Sikta, District- West Champaran.
87. Ganesh Ram @ Ganesh Kumar, Son of Nathuni Ram, Resident of Parsauni, Riashi, Karnaul Chaturbhuj, P.S.- Sahebganj, District- Muzaffarpur.
88. Bablu Sah @ Bablu Mohan Sah, Son of Mohan Sah, Resident of Ward No. 06, Barai, P.O.- Barai, P.S.-Gangour, District- Khagaria.
89. Niraj Kumar, Son of Laxmi Narayan Mahato, Resident of Dahraiya, Barai, P.S. Gangour, District-Khagaria.
90. Kailash Mahto, Son of Dharilal Mahto, Resident of Barai Ghat, Ward No. 06, P.S. Gangour, District-Khagaria.
91. Santosh Kumar Sah, Son of Upendra Sah, Ward No. 13, Rani Sakarpura, P.S.- Gangour, District-Khagaria.
92. Bipin Kumar Yadav, Son of Lakshmi Yadav, Resident of Bangraha, Barai Bangraha, P.S.- Gangour, District- Khagaria.
93. Ranjeet Kumar Mandal, Son of Babulal Mandal, Resident of Village- Nirpur, P.O.- Bariyarpur, P.S.- Bariyarpur, District- Munger.
94. Bipin Kumar, Son of Kauleshwar Singh, Resident of Village- Nishanpura, P.O.- Kushalpur, P.S.-Tailhar, District- Nalanda.
95. Sudhir Kumar, Son of Mahendra Prasad, Resident of Village- Madanpur, P.O.- Madanpur, P.S.-Ekangarsarai, District- Nalanda.
96. Sanjay Prasad, Son of Jagdish Prasad, Resident of Mlkipar, P.S.- Ekangarsarai, District- Nalanda.
97. Chandrashekhar Azad, Son of Mahesh Pandit, Resident of Village Bhushula, P.S. Barhara, District-Bhojpur at Ara.
98. Dashrath Singh, Son of Gurudayal Singh, Resident of 28, Semarow, P.S.- Charpokhari, District-Bhojpur at Ara.
99. Samsuddin Ansari, Son of Subhan Ansari, Resident of Garhani, P.S.- Charpokhari, District- Bhojpur at Ara.
100. Rahul Kumar, Son of Ram Nath Sah, Resident of At- Barnaon, P.S.- Aayar, District- Bhojpur.
101. Pancharat Pandit, Son of Janardan Pandit, Resident of Bimwan, P.S.- Jagdishpur, District- Bhojpur at Ara.
102. Mukesh Kumar, Son of Pradeep Gupta, Resident of Near Railway Line, ITI, Panchwati Nagar, P.S.- Digha, District- Patna.
103. Shubham Kumar, Son of Dineshwar Mistri, Resident of NH-19, Prachin Devi Mandir, Nasriganj, Dinapur-cum- Khagaul, P.S.- Digha, District- Patna.
104. Chandan Kumar, Son of Mahendra Sao, Resident of Barh Bazar, Near Arya Kanya School, Barh Bazar, Machhalhatta, District-Patna.

... .. Petitioner/s

Versus

1. Union of India through Additional Secretary cum Central Registrar



Cooperative Societies, Department of Agriculture, Cooperation and Farmers Welfare, Ministry of Agriculture and Farmers Welfare, Krishi Bhawan, New Delhi-110001.

2. The Secretary, Ministry of Corporate Affairs, A-Wing, Shastri Bhawan, Rajendra Prasad Road, New Delhi-110001.
3. The Registrar, Cooperative Societies, 2nd Floor, Vikash Bhawan, New Secretariat, Bihar, Patna.
4. Financial Intelligence Unit India, Additional Director, 6th Floor, Tower 2, Jeevan Bharati Building, Connought Place, New Delhi 110001.
5. The Chief General Manager, Reserve Bank of India, Department of Cooperative Bank Supervision, C-8, Ground Floor, Bandra Kurla Complex (East), Mumbai-400051.
6. Human Welfare Credit and Thrift Co-operative Society Limited, through its Chairman, Registered office at G-20, B-10, Seven Wonders Business Centre Vikash Marg, Preet Vihar, Opposite Metro Pillar No. 103, Delhi-110092.
7. The Chairman, Chief Promoter and Board of Directors, Human Welfare Credit and Thrift Co-operative Society Limited, Registered office at G-20, B-10, Seven Wonders Business Centre Vikash Marg, Preet Vihar, Opposite Metro Pillar No. 103, Delhi-110092.
8. Sameer Agrawal, Son of Late Rajendra Agrawal, Permanent Resident of G-20, B-10, Seven Wonders Business Centre Vikash Marg, Preet Vihar, Opposite Metro Pillar No. 103, Delhi 110092. Presently residing at Dhule, Maharashtra, Thane, Mumbai. Aadhar No. 62114302686, Old Passport No. J1260660, Renew Passport No. Z3618596.
9. Radhe Krishn Shetty, Son of not known to the petitioners, Resident of R.K. Shetty and Co. 904-905, Kohinoor Square, N.C. Kelkar Road, Dadar West, Mumbai- 400028.
10. Sanjay Modgil, Son of Chander Prakash Sharma, Resident of C/o Chander Prakash Sharma, Ward No. 1, Village- Bhanjal Upper, P.O. Sunkali, Amlehar (133), UNA, Himachal Pradesh- 177219.
11. Abhay Rajadhyaksha, son of not known to the petitioners, Resident of Drushti Entertainment 30A, 702, Meghdoot, Bimbisar Nagar, Goregaon East, Mumbai- 400065 (Maharashtra).
12. Shabab Hussain, Son of Mohammad Hashim, Resident of House No. 82, Mohanpura, Orai, P.S.- Jalaun, District- Jalaun, Uttar Pradesh.

... .. Respondent/s

Appearance :

For the Petitioner/s	:	Mr. Sudhir Kumar Singh, Adv
For the Respondent/s	:	Mr. Additional Solicitor General
For the U.O.I.	:	Mr. Alok Kumar, CGC
For the R.B.I.	:	Mr. Rajesh Ranjan, Adv

CORAM: HONOURABLE MR. JUSTICE ALOK KUMAR SINHA
ORAL ORDER

2 22-04-2025

Heard learned counsel for the petitioners, learned



counsel appearing for the Union of India and learned counsel appearing for the Reserve Bank of India (respondent no. 5).

2. In the present writ application, the petitioners have prayed for the grant of following reliefs:-

(i) For directing the respondent no. 1 to take action upon the representation of the petitioners within a limited time frame and to initiate inquiry against the respondent nos. 6 to 12 as prescribed under the Multi-State Co-operative Societies Act, 2002 and to ensure that all payment which is due shall be paid as soon as possible to the investors/creditors.

(ii) To direct the respondent no. 2 to initiate investigation under the provisions of Companies Act, 2013 and to ensure that all payment which is due shall be paid as soon as possible to the investors/creditors.

(iii) To direct the respondent no. 3 to act upon the representations of the petitioners within a limited time frame and to initiate an investigation into the whole matter and also to attach all properties, both movable and immovable, of the private respondents within their jurisdictional authority so as to make the money of investors/creditors more secure.

(iv) To direct the respondent nos. 6 and 7 and the private respondent nos. 8 to 12 to ensure the return of money of the investors/creditors



which has already reached its maturity date along with the interest on delayed payment.

(v) To direct private respondents to return the amount payable to the creditors who have invested the money through the petitioners.

(vi) For a direction to initiate a CBI enquiry against the respondent nos. 28 to 34 since they have misappropriated/embezzled more than hundred crore rupees of the investors within the State of Bihar.

(vii) To provide protection to the Manager of Facilitation Centre since they are facing repeated threat from the investors and they themselves are investors and victim of the act of the respondent nos. 28 to 34.

(viii) For any other relief/reliefs if petitioners found entitle in the facts and circumstances of the present case.

3. Learned counsel appearing for the Union of India submits that for seeking the reliefs as prayed for by the petitioners in the present writ application, the petitioners ought to have approached the Co-operative Ombudsman in terms of Section 85A of the Multi-State Co-operative Societies Act, 2002 and hence, on the ground of alternative remedy being available to the petitioners, the present writ application may be dismissed.

4. Learned counsel appearing for the respondent no. 5 supports the contention made by the learned counsel appearing



for the Union of India.

5. After making some argument, learned counsel for the petitioners submits that the present writ application may be disposed of granting liberty to the petitioners to raise their grievance before Co-operative Ombudsman in terms of Section 85A of the Multi-State Co-operative Societies Act, 2002.

6. This writ application stands disposed of granting liberty to the petitioners to approach the Co-operative Ombudsman under Section 85A of the Multi-State Co-operative Societies Act, 2002 within two weeks from today and in case, the petitioners approach the Ombudsman within the stipulated period, the same shall be heard and decided on merits by giving due opportunity to the petitioners and other parties concerned by passing a reasoned and speaking order. It is made clear that the final order shall be passed by the Ombudsman within a period of four weeks from the date the petitioners approach the Ombudsman under Section 85A of the Multi-State Co-operative Societies Act, 2002.

7. With the aforesaid liberty granted to the petitioners, the present writ application stands disposed of.

(Alok Kumar Sinha, J)

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