



HIGH COURT OF CHHATTISGARH AT BILASPUR

WPC No. 360 of 2025

MANOJ KUMAR AGRAWAL **versus** STATE OF CHHATTISGARH

Order on Board

20/01/2025	Mr. Gurudev I. Sharan, Advocate for the petitioner. Mr. Rishabh Bisen, Panel Lawyer for the respondents/ State. Mr. Ravindra Sharma, Advocate for respondent No.6 on caveat. Heard. By the present writ petition, the petitioner is questioning the order dated 03/01/2025 (Annexure P/1) passed by the Chhattisgarh State Cooperative Society Tribunal in Appeal Case No.30/2024 by which the Tribunal has set aside the order dated 29/10/2024 passed by respondent No.4/Joint Registrar, Cooperative Societies, Bilaspur and remanded back the matter to First Appellate Court to decide the appeal of the petitioner afresh after adding the respondent No.6 and other respondents.



	Learned counsel for the petitioner submits that while remanding back the matter by the Tribunal to the First Appellate Court it has been observed that the respondent No.6 was not a party and other respondents were not impleaded. He would further submit that the appointment of respondent No.6 as an Administrative Officer was made on 14/11/2024 whereas the order of the First Appellate Court was passed on 29/10/2024. He further submits that though the appellate order dated 29/10/2024 was passed in favour of the petitioner but in spite of the same, the charge was not handed over to the petitioner whereas the respondent authority proceeded to appoint respondent No.6 as Administrative Officer which is contrary to the provision of Section 49(1) of the Chhattisgarh Cooperative Societies Act, 1960. Learned counsel for the respondent No.6 submits that the order passed by the Tribunal is just and proper as the respondent No.6 was not a party to the appeal even some of the private respondents were not impleaded as a party to that appeal proceeding. I have heard learned counsel for the parties and perused the impugned order dated 03/01/2025. Issue notice to respondents. Mr. Rishabh Bisen, learned counsel for the State
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	would accept notice on behalf of the State/Respondents No.1 to 5. Mr. Ravindra Sharma, learned counsel would accept notice on behalf of respondent No.6. In view of the above, on payment of process fee notice be issued to the respondents No. 7 to 13 as per Rules. As the respondent No.6/Administrative Officer was appointed subsequent to the order passed by the First Appellate Court on 29/10/2024, purely as an interim measure, the impugned order dated 03/01/2025 (Annexure P/1) shall remain stayed till the next date of hearing and the petitioner is at liberty to approach before the appropriate authority for taking over the charge of the society in accordance with law. List this case after two weeks. In the meanwhile, respondent No.6 may file reply. Sd/- (BIBHU DATTA GURU) Judge
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