

GAHC010234372023



THE GAUHATI HIGH COURT
(HIGH COURT OF ASSAM, NAGALAND, MIZORAM AND ARUNACHAL PRADESH)

Case No. : I.A.(Civil)/3164/2023

MATIAR RAHMAN
S/O- LATE ABAD ALI, RESIDENT OF VILLAGE NALIGAON, DISTRICT
BARPETA, ASSAM, PIN- 781352

VERSUS

MAYNUL HAQUE AND 10 ORS.
S/O- LATE JALMAHMUD, RESIDENT OF VILLAGE- KAYAKUCHI GAON, PO
NALIGAON, PS SARTHEBARI, DISTRICT- BARPETA, ASSAM

2:KAMAL GOSWAMI
S/O- LATE MAHENDRA GOSWAMI
VILLAGE- PHULBARI
PO NASATRA PHULBARI
PS SARTHEBARI
DISTRICT- BARPETA
ASSAM

3:DESH BHAKTA GPSS LTD.
A REGISTERED COOPERATIVE SOCIETY
VILLAGE AND PO NALIGAON
DISTRICT BARPETA
ASSAM
(REP. BY ITS PRESIDENT/CHAIRMAN OF THE BOARD OF DIRECTORS
MAYNUL HAQUE
PETITIONER NO.1)

4:THE STATE OF ASSAM

REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY TO THE
GOVERNMENT OF ASSAM
CO-OPERATION DEPARTMENT

DISPUR

5:THE ADDITIONAL SECRETARY
TO THE GOVERNMENT OF ASSAM
CO-OPERATION DEPARTMENT
DISPUR

6:THE REGISTRAR OF CO-OPERATIVE SOCIETIES
ASSAM
KHANAPARA
GUWAHATI- 781022

7:THE DEPUTY REGISTRAR OF COOPERATIVE SOCIETIES (DRCS)
BARPETA

8:SRI DEBEN CHANDRA BORO
SUB-REGISTRAR OF COOPERATIVE SOCIETIES
BARPETA C/O OFFICE OF THE DRCS
BARPETA

9:SRI NABAJYOTI PATOWARY
SENIOR INSPECTOR/AUDITOR OF COOPERATIVE SOCIETIES
BARPETA C/O OFFICE OF THE DRCS
BARPETA

10:SRI HEMANGA KUMAR DAS
SENIOR INSPECTOR/AUDITOR OF COOPERATIVE SOCIETIES
BARPETA C/O OFFICE OF THE DRCS
BARPETA

11:SRI MAHENDRA NATH SARMA
JUNIOR INSPECTOR/AUDITOR OF COOPERATIVE SOCIETIES
BARPETA C/O OFFICE OF THE DRCS
BARPETA

Advocate for the Petitioner : MR. U K NAIR, MR. U K NAIR,MR A CHAKRABORTY,MS D MAHANTA

Advocate for the Respondent : MR. S BANIK, SC, CO OP

Linked Case : WP(C)/3955/2023

MAYNUL HAQUE AND 2 ORS.

S/O- LATE JALMAHMUD
RESIDENT OF VILLAGE- KAYAKUCHI GAON
PO NALIGAON
PS SARTHEBARI
DISTRICT- BARPETA
ASSAM

2: KAMAL GOSWAMI
S/O- LATE MAHENDRA GOSWAMI
VILLAGE- PHULBARI
PO NASATRA PHULBARI
PS SARTHEBARI
DISTRICT- BARPETA
ASSAM

3: DESH BHAKTA GPSS LTD.
A REGISTERED COOPERATIVE SOCIETY
VILLAGE AND PO NALIGAON
DISTRICT BARPETA
ASSAM
(REP. BY ITS PRESIDENT/CHAIRMAN OF THE BOARD OF DIRECTORS
MAYNUL HAQUE
PETITIONER NO.1)
VERSUS

THE STATE OF ASSAM AND 8 ORS.
REPRESENTED BY THE ADDITIONAL CHIEF SECRETARY TO THE
GOVERNMENT OF ASSAM
CO-OPERATION DEPARTMENT
DISPUR

2:THE ADDITIONAL SECRETARY
TO THE GOVERNMENT OF ASSAM
CO-OPERATION DEPARTMENT
DISPUR

3:THE REGISTRAR OF CO-OPERATIVE SOCIETIES
ASSAM
KHANAPARA
GUWAHATI- 781022

4:THE DEPUTY REGISTRAR OF COOPERATIVE SOCIETIES (DRCS)
BARPETA

5:SRI DEBEN CHANDRA BORO
SUB-REGISTRAR OF COOPERATIVE SOCIETIES
BARPETA C/O OFFICE OF THE DRCS
BARPETA

6:SRI NABAJYOTI PATOWARY
SENIOR INSPECTOR/AUDITOR OF COOPERATIVE SOCIETIES
BARPETA C/O OFFICE OF THE DRCS
BARPETA

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BARPETA C/O OFFICE OF THE DRCS
BARPETA

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BARPETA C/O OFFICE OF THE DRCS
BARPETA

9:MATIAR RAHMAN
S/O- LATE ABAD ALI
RESIDENT OF VILLAGE NALIGAON
DISTRICT BARPETA
ASSAM
PIN- 781352

Advocate for : MR. S BANIK
Advocate for : SC
CO OP appearing for THE STATE OF ASSAM AND 8 ORS.

BEFORE
HONOURABLE MR. JUSTICE SANJAY KUMAR MEDHI

ORDER

06.09.2024

Heard Shri PK Roychouchury, learned counsel for the applicant / the respondent no. 9. Also heard Shri S. Banik, learned counsel for the opposite parties / writ petitioners and Ms. S. Bakht, learned Standing Counsel, Cooperation Department.

The I.A. would be treated as affidavit-in-opposition.

Considering the subject matter involved, let the I.A. as well as the writ petition be listed for consideration on 10.09.2024.

Interim order passed earlier to continue till the next date of listing.

JUDGE

Comparing Assistant