

IN THE HIGH COURT OF JHARKHAND AT RANCHI

W.P. (C) No. 289 of 2021

The Vegetable Growers Cooperative Society Ltd. Lohardaga, through its Secretary, Dilip Oraon, aged about 45 years, having its Office at Budhu Lane, Koiri Muhalla, P.O. Lohardaga P.S. Lohardaga, District - Lohardaga (Jharkhand). ... Petitioner

Versus

1. The State of Jharkhand
2. The Jharkhand State Adivasi Cooperative Marketing Federation Ltd. through its Managing Director, having its Office at 4th Floor, Pashupalan Building, Singh More, Hesag, P.O. & P.S. - Hatia, District - Ranchi.
3. The Secretary, Department of Agriculture, Animal Husbandry & Co-operatives, having its office at Nepal House, P.O & P.S- Doranda, District- Ranchi.
4. The Registrar, Co-operative Societies, Jharkhand, Ranchi having its office at 4th Floor, Pashupalan Building, Singh More, Hesag, P.O. & P.S. - Hatia, District - Ranchi.
5. In Charge Joint Registrar, Co-operative Societies, South Chhotangapur Division, Ranchi cum Administrator The Jharkhand State Adivasi Cooperative Marketing Federation Ltd having its Office at Gungoo Toli, Bahu Bazar. P.O- Bahu Bazar, P.S- Chutia, District - Ranchi.
6. Shri Surendra Singh S/o- not known to the petitioners, R/o- Professors' Colony, Karamtoli, P.O- Morabadi, P.S-Lalpur, District- Ranchi

... Respondents

**CORAM: HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE RAJESH SHANKAR**

For the Petitioner: Mr. Abhinay Kumar, Advocate
For Resp. Nos.1, 3-5: Mr. Rohan Kashyap, A.C. to G.A.-II
For Resp. No.2: Mr. Saket Upadhyay, Advocate

06/Dated: 20.01.2026

1. Heard the learned counsel for the parties.
2. In this petition, the petitioner was granted the facility of operating the Cold Storage Facility belonging to the 2nd respondent.
3. For reasons we do not propose to go into, this contract was terminated. Directions were issued to the petitioner to return the Cold Storage Facility to the 2nd respondent. Some monetary demands were also raised upon the petitioner.

4. The petitioner, therefore, challenged the cancellation and the direction to hand over the facility. The petitioner also contested the demands raised.

5. During the pendency of this petition, the petitioner and the 2nd respondent held negotiations, resulting into the 2nd respondent issuing communication dated 25.11.2025 to the petitioner which is at Annexure-1 of I.A. No.16628 of 2025.

6. The communication dated 25.11.2025, which is signed by the Managing Director of the Jharkhand State Tribal Cooperative Marketing Federation Ltd, states that the petitioner must pay a total amount of Rs.1,37,971/- for disposal of the issue concerning the contract of use of Cold Storage Facility.

7. The communication also records that the petitioner has already paid a sum of Rs.37,971/- to the Federation and the balance amount is Rs.1,00,000/-.

8. The learned counsel for the petitioner, on instructions from the petitioner, now states that the petitioner will pay the amount of Rs.1,00,000/- to the 2nd respondent within four weeks from today. Further, on instructions, he states that even the possession of the Cold Storage Facility, which the petitioner had time and again offered to the petitioner, would be handed over to the 2nd respondent within this period of four weeks.

9. The learned counsel for the petitioner states that the petitioner has claim of Rs.13.00 Lakhs or some other claims against the respondents, but he does not wish to press the same in this petition. He states that liberty may be granted to the petitioner to file independent proceedings with respect of these claims and all contentions of all parties with regard to such claims be kept open.

10. Accordingly, at the request of the learned counsel for the petitioner, we dispose of this petition by passing the following order:-

- (a) The petitioner shall pay an amount of Rs.1,00,000/- to the 2nd respondent on or before 27.02.202 through a demand draft or this amount should be transferred into bank account of 2nd respondent;
- (b) The petitioner, without prejudice to his contentions, shall hand over the possession of Cold Storage Facility to the 2nd respondent on or before 27.02.2026. The 2nd respondent must accept the possession, again, without prejudice to its rights and contentions;
- (c) The issue of the petitioner's claims in an amount of Rs.13.00 Lakhs or such further amounts against the 2nd respondent is kept open and the petitioner is at liberty to file independent proceedings in respect of the same. However, such claims are disputed by the respondents and therefore, all contentions of all parties in this regard are kept specifically open.
- (d) There shall be no order for costs.
- (e) All concerned to act on an authenticated copy of this order.

11. This petition and the interim applications therein are disposed of in the above terms.

(M. S. Sonak, C.J.)

(Rajesh Shankar, J.)

January 20 , 2026

N.A.F.R.

Manoj/ Sharda/Cp.2

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