

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

D.B. Special Appeal (Writ) No. 51/2026

In

S.B. Civil Writ Petition No.7907/2022

Bundi Central Cooperative Bank Ltd., Head Office Bypass Road
Bundi, Rajasthan, Through Its Managing Director Mr. Mukesh
Mohan Garg, S/o Shanti Lal Garg, Aged About 55 Years.

----Appellant/Respondent

Versus

1. Madan Lal Meghwal S/o Latur Lal Meghwal, Aged About 64
Years, Resident-Village Akher, Post-Rajwas Via Khatkad, Tehsil
And District Bundi, Rajasthan.

---Respondent/Petitioner

2. State of Rajasthan Through, Registrar, Sahkari Samiti, Nehru
Sehekar Bhawan, Jaipur Rajasthan.

3. Bherupura Ojha Gram Sewa Sahkari Samiti Ltd., Bherupura
Ojha Panchayat Samiti, Taleda District-Bundi, Rajasthan,
Through Its President/ Administrator.

----Respondents

For Appellant(s) : Mr. Abhishek Pareek

HON'BLE THE ACTING CHIEF JUSTICE MR. SANJEEV PRAKASH SHARMA
HON'BLE MRS. JUSTICE SANGEETA SHARMA

Order

19/01/2026

1. Learned counsel appearing for the appellant submits that so far as the payment of gratuity to the Managers/Vyavsthapak who are stated to be the employees of the cooperative society, and the issue whether they are the employees of the Cooperative Bank or of the Society, is a subject matter to be examined by the Hon'ble Supreme Court in Special Leave Petition (Civil) Diary No.299/2019; [*The Ganganagar Kendriya Sahakari Bank Ltd. vs. Chotu Lal & Ors.*]

2. It is pointed out that one of the cases decided by one of us (Mr. Sanjeev Prakash Sharma, J.), sitting in Single Bench was taken up before the Division Bench where the questions of law was left open and thereafter, several contempt petitions were filed before this Court wherein the Court passed an order to move an application for revival of the contempt after the order is passed by the Supreme Court in SLP pending before Supreme Court.

3. We notice that the Hon'ble Supreme Court has, in its order dated 11.03.2019 in Special Leave Petition (Civil) Diary No.299/2019, stayed the operation of the impugned judgment of Division Bench.

4. Learned counsel submits that in wake of the aforesaid orders, there was no occasion for the petitioner-Managing Director to give any undertaking to release the gratuity amount to the writ-petitioners and the order passed by the Single Bench has resulted in a situation where the MD would either not be able to comply with the Court's order or would flout the orders passed by the Supreme Court.

5. Issue notice to respondents, returnable within four weeks.

6. In the meanwhile and till further orders, the proceedings before the learned Single Judge with relation to the present case shall remain stayed.

(SANGEETA SHARMA),J

(SANJEEV PRAKASH SHARMA),ACTING CJ