

HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR

S.B. Civil Writ Petition No. 14059/2024

Arun Kumar Jain S/o Late Shri Moti Chand Jain

-----Petitioner

Versus

The Deputy Registrar Co-Operative Societies & Ors.

-----Respondents

For Petitioner(s) : Mr. Divyesh Maheshwari,
Mr. Yuvraj Mittal

For Respondent(s) :

HON'BLE MR. JUSTICE SUDESH BANSAL

Order

01/10/2024

1. Application (1/2024) filed by petitioner under Order 1 Rule 10 CPC, seeking to implead Nu-lite Housing Co-operative Society Ltd. as party respondent No.3 in the present writ petition, is allowed, for reasons mentioned therein.

Amended cause title enclosed with the application is taken on record.

2. Counsel for petitioner states that the dispute and relief prayed for in the suit filed by respondent No.4 under Section 58 of the Rajasthan Co-operative Societies Act, 2001 before the Deputy Registrar Co-Operative Societies, is beyond the scope of Section 58, however, the Deputy Registrar has entertained the suit and appointed an arbitrator vide order dated 03.05.2024 as also passed injunction order dated 14.08.2024 directing parties to maintain status quo in respect of lands in question.

3. Learned counsel submits that both the impugned orders are *per se* illegal and without jurisdiction.



[CW-14059/2024]

4. Heard.
5. Let notice be issued to respondents.
6. In the meanwhile, operation of the impugned orders dated 03.05.2024 and 14.08.2024 shall remain stayed.

(SUDESH BANSAL),J

Sachin/88