

ITEM NO.2 Court 3 (Video Conferencing) SECTION XV

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

SPECIAL LEAVE PETITION (CIVIL) Diary No(s). 10374/2020

(Arising out of impugned final judgment and order dated 24-04-2018 in DBSAW No. 435/2006 16-01-2020 in DBRPW No. 198/2018 passed by the High Court Of Judicature For Rajasthan At Jaipur)

RAJASTHAN RAJYA SAHAKARI UPBHOKTA SANGH LTD. Petitioner(s)

VERSUS

DEVINARAIN MALI Respondent(s)

(FOR ADMISSION and I.R. and IA No.63207/2020-CONDONATION OF DELAY IN FILING and IA No.63208/2020-EXEMPTION FROM FILING O.T.)

Date : 11-09-2020 This petition was called on for hearing today.

**CORAM : HON'BLE DR. JUSTICE D.Y. CHANDRACHUD
 HON'BLE MS. JUSTICE INDU MALHOTRA
 HON'BLE MR. JUSTICE K.M. JOSEPH**

For Petitioner(s) Mr. Abhishek Gupta, Adv.

For Respondent(s)

**UPON hearing the counsel the Court made the following
O R D E R**

Mr Abhishek Gupta, learned counsel appearing on behalf of the petitioner, while relying upon the provisions of Section 75 of the Rajasthan Cooperative Societies Act, 1965, submitted that the jurisdiction to entertain a dispute between a cooperative society and the employees of the society is exclusively conferred upon the Registrar under the provisions of the Act. Mr. Gupta submits that the issue of whether the Labour Court has jurisdiction under the Industrial Disputes Act 1947 over a dispute covered by the provisions of the Rajasthan Co-operative Societies Act 1965 is of recurring concern and is required to be resolved by this Court. He has also urged that the Rajasthan Cooperative Societies Act, 1965 has received the assent of the President.

On delay, Mr Gupta submitted that a review petition was filed before the High Court as a result of which delay has taken place.

Issue notice on the application for condonation of delay as well as on the special leave petitions.

(GULSHAN KUMAR ARORA)
AR-CUM-PS

(SAROJ KUMARI GAUR)
COURT MASTER