

ITEM NO.6

COURT NO.6

SECTION XI

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). 25134/2026

[Arising out of impugned final judgment and order dated 19-01-2026 in WRITC No. 1002800/2001 passed by the High Court of Judicature at Allahabad, Lucknow Bench]

RAMESH CHANDRA GAUD & ORS.

Petitioner(s)

VERSUS

U.P. COOPERATIVE TRIBUNAL & ORS.

Respondent(s)

IA No. 139505/2026 - CONDONATION OF DELAY IN FILING

IA No. 139502/2026 - EXEMPTION FROM FILING O.T.

Date : 19-05-2026 This matter was called on for hearing today.

CORAM : HON'BLE MR. JUSTICE PAMIDIGHANTAM SRI NARASIMHA  
HON'BLE MR. JUSTICE ALOK ARADHE

For Petitioner(s) : Mr. D. P. Singh Yadav, Adv.  
Ms. Aneeta Yadav, Adv.  
Ms. Aakanksha Tiwari, Adv.  
Mr. Shiv Sagar Tiwari, AOR

For Respondent(s) :

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

1. Against the decision of the arbitrator dated 20.09.1996, the petitioner approached the Cooperative Tribunal, Lucknow, Uttar Pradesh, by way of an appeal under the Uttar Pradesh Co-operative Societies Act, 1965. This appeal was dismissed on 29.05.2001. Against the dismissal of the appeal, the petitioner filed a Writ Petition under Article 226 of the Constitution, which was dismissed vide the impugned order on the ground that the writ is not maintainable, as the Co-operative Society is not a State.

Petitioner approached the High Court against the order of the Tribunal constituted under the Uttar Pradesh Co-operative Societies Act, 1965. It is contended that High Court should have entertained the petition as there is a "legal right" and in any event, as these proceedings have statutory flavour, the High Court could have exercised jurisdiction under Article 227 of the Constitution of India rather than relegating the petitioner to the Civil Court.

2. Issue notice on the application seeking condonation of delay as well as on the Special Leave Petition, returnable on 14.08.2026.

(KAPIL TANDON)  
COURT MASTER (SH)

(NIDHI WASON)  
ASSISTANT REGISTRAR