

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 915 of 1993

For Approval and Signature:

Hon'ble MR.JUSTICE B.S.KAPADIA (Retd.) &

MR P.C. MASTER

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO
  2. To be referred to the Reporter or not? : NO
  3. Whether Their Lordships wish to see the fair copy of the judgement? : NO
  4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO
  5. Whether it is to be circulated to the Civil Judge? : NO

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GOVINDBHAI MANJIBHAI PATEL

Versus

NIKOL PATEL CO-OPERATIVE HSG. SOCIETY LTD.  
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Appearance:

MR AJ PATEL for Petitioner  
NOTICE SERVED for Respondent No. 1  
MR DR BHATT for Respondent No. 3  
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CORAM : MR.JUSTICE B.S.KAPADIA & MR P.C. MASTER

Date of decision: 26/01/2001

ORAL JUDGEMENT

Mr J.M. Patel appears for Shri A.J. Patel on

behalf of the petitioner. Ms Nandini Joshi, learned AGP, is present on behalf of the respondents.

2 In this petition the prayer asked for was for issuance of writ of certiorari or any other appropriate writ, order or direction quashing and setting aside the impugned orders at Annexure-I and J and for restoring the order at Annexure-H. The final order at Annexure-I is on page 58 of the petition. It is passed by the Additional Registrar (Administration), Cooperative Societies, Gujarat State, Gandhinagar. It is dated 10.1.1992. The appeal has been accepted and allowed and the order passed by the District Registrar, Cooperative Societies, Ahmedabad City, dated 20th January 1991 has been set aside and the resolution passed by the respondent - society in its special general meeting dated 17.3.1991 resolving to remove its member Shri Govindbhai M Patel as a member thereof has been confirmed.

3 A revision was filed against the said order under Section 155 of the Cooperative Societies Act, 1961 and the revision application has also been dismissed by the order dated 2.11.1992. Hence, this petition is filed challenging those orders.

4 Today a writing is produced by the learned advocate for the petitioner along with a letter of Shri A.J. Patel, learned advocate for the petitioner. The said writing was signed by petitioner Govindbhai. In the said writing the petitioner - Govindbhai has clearly stated that there is already a compromise arrived at between him and the cooperative society and therefore nothing requires to be done in this writ petition and therefore he has requested to withdraw the said petition. In view of the aforesaid letter of the petitioner along with the note filed by Shri A.J. Patel, it is clear that the petitioner wants to withdraw the petition.

5 Ms Nandini Joshi, learned AGP, has no objection for the withdrawal of the petition. Petition stands disposed of as withdrawn with no order as to costs. Note filed by advocate Shri A.J. Patel and the writing duly signed by the petitioner be kept on record.

(B.S. KAPADIA, J. (Rtd.))

(P.C. MASTER)  
(mohd) (Member)