

WP(C) 4512/2008

BEFORE

THE HON'BLE MR. JUSTICE H. BARUAH

Heard Mr. A.M. Majumdar, learned Sr. Counsel, assisted by Mr. B. Rahman, learned counsel for the petitioner as well as Mr. B.J. Ghosh, learned Govt. Advocate, Assam.

This petition has been filed by the petitioner seeking a direction from this Court to the respondent authority for consideration of the representation for extension, which is under subjudice before it for extension of time for holding of the election. It is submitted by Mr. Majumdar, learned Sr. Counsel for the petitioner referring to the provisions of Sub-section 2 of Section 32 in support of his petition that by virtue of Section of the Assam Co-operative Societies Act, the Annual General Meeting/Election of the registered society is required to be held within 60 days from the date of expiry of the term of the co-operative society. It is submitted that due to some natural calamities such as flood, erosion etc., the meeting/election could not be held in time and accordingly an application for extension of time was submitted before the Registrar of Co-operative Societies, Assam, on 0.9.2008 (Annexure-E) for extension of time, but the same is still not disposed of by the Registrar. Learned counsel for the respondents also submits that the Registrar of the Co-operative Societies, Assam may be directed to dispose of the said representation submitted for extension of time.

Having considered of the facts situation appearing on the face of the record and the provisions of Sub-section 2 of Section 32, this Court directs the Registrar of Co-operative Societies, the respondent No. 2 herein, to dispose of the representation submitted by the petitioner on 20.9.2008 (Annexure-E) within a period of 20 days from today.

This writ petition is accordingly disposed of at the motion stage itself.