

IN THE HIGH COURT OF JUDICATURE AT PATNA  
MJC No.1296 of 2009  
BIHAR STATE FINANCE SERVICE HOUSE CONS.CO-OPT SOCIETY  
Versus  
THE STATE OF BIHAR  
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2. 30.4.2009 Heard learned counsel for the  
petitioner and learned counsel for the State.

The petitioner has gathered information from the concerned department and Registrar Co-operative Societies, Bihar, that opposite party no.2 of M.J.C. No. 2477 of 2008, namely, Pharmaceutical Co-operative House Construction Society Limited, Devi Bhawan, Kadam Kuan, Patna, has ceased to function and as per decision of the Registrar Co-operative Societies, no Administrator can be appointed for such defunct society and, in fact, also no Administrator has been appointed by the Registrar.

In view of the aforesaid stand of the petitioner, we recall the order dated 16.3.2009 passed in M.J.C. No. 2477 of 2008, whereby on the prayer of the petitioner one week time was granted to take steps for notice upon opposite party no.2 by ordinary

process. This order implies that the name of opposite party no.2 has to be struck off from the list of parties.

We order accordingly.

The aforesaid order is at the risk of the petitioner.

This M.J.C. is allowed to the aforesaid extent.

( Shiva Kirti Singh, J.)

( Dharnidhar Jha, J.)

Kanth

