

30.4.2009 Present: None for the petitioner.

Mr. Tarlok Chauhan, Advocate, for respondent No.1.

Mr. R. K. Sharma, Sr. Addl. Advocate General with Mr. Vivek Thakur, Addl. Advocate General and Mr. Anil Jaswal, Dy. Advocate General for respondent No. 2.

The petition was filed before the erstwhile Himachal Pradesh Administrative Tribunal. By virtue of the provision of the Himachal Pradesh Administrative Tribunal (Transfer of decided and pending cases and applications) Act, 2008 (No. 14 of 2008) the matter now stands transferred to this Court.

Actual date notice was issued to the petitioner as per office report dated 28.4.2009. None has caused appearance on behalf of the petitioner.

Keeping in view the decision rendered by the Division Bench of this Court in *Chandresh Kumar Malhotra vs. H.P. State Co-op Bank & Ors.*, (1993) 2, Sim. L.C. 243, and the Apex Court in *S.S.Rana vs. Registrar Coop. Societies & Anr.*, (2006) 11 SCC 634, the present petition is not maintainable. However, liberty is granted to the petitioner to approach appropriate forum for redressal of his grievance for the same cause of action in accordance with law.

Petition is disposed of as such.

**(Sanjay Karol),
Judge.**

April 30, 2009
(PK)